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TITLE 7—AGRICULTURE

Chapter VIII—Production and Marketing Administration (Sugar Branch)

[Amdt. 1]

PART 802—SUGAR DETERMINATIONS

DETERMINATION OF FAIR AND REASONABLE WAGE RATES FOR PERSONS EMPLOYED IN PRODUCTION, CULTIVATION, OR HARVESTING OF SUGARCANE IN PUERTO RICO DURING 1948

Pursuant to the provisions of section 301 (c) (1) of the Sugar Act of 1948, paragraph (a) (2) of the "Determination of Fair and Reasonable Wage Rates for Persons Employed in the Production, Cultivation, or Harvesting of Sugarcane in Puerto Rico During the Calendar Year 1948" (§ 802.44j, 13 F.R. 213), issued January 13, 1948, is hereby amended by deleting the period at the end of the first sentence and adding in lieu thereof a colon and the following: *"Provided further* That the wage increase for the period February 16, 1948, through February 18, 1948, shall be based on the average price of raw sugar prevailing during the period February 2, 1948, through February 15, 1948, and for each successive two weeks during which the work is performed beginning with February 19, 1948, the wage increase shall be based upon the average price of raw sugar prevailing during the two weeks period immediately preceding the two weeks during which the work is performed."

Statement of bases and considerations. The foregoing amendment is issued to relate the wage increments of the wage escalator scale to the customary pay period used in Puerto Rico running from Thursday through Wednesday of the following week.

(Secs. 301, 403, Pub. Law 388, 80th Cong.)

Issued this 18th day of February 1948.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 48-1610; Filed, Feb. 24, 1948; 8:59 a. m.]

TITLE 12—BANKS AND BANKING

Chapter II—Federal Reserve System

Subchapter A—Board of Governors of Federal Reserve System

PART 224—DISCOUNT RATES

ADJUSTMENT OF RATES

Pursuant to section 14 (d) of the Federal Reserve Act, and for the purpose of adjusting discount rates with a view of accommodating commerce and business in accordance with other related rates and the general credit situation of the country, Part 224 (12 CFR, 1946 Supp.) is amended as set forth below. For the reasons and good cause found as stated in § 224.8 of Part 224, there is no notice, public participation or deferred effective date in connection with this action.

1. In § 224.4 relating to certain advances to persons other than member banks the percentage rate for the Federal Reserve Bank of Dallas is changed to 2½, effective February 14, 1948.

2. In § 224.5 relating to bankers' acceptances the percentage rates for the Federal Reserve Banks of Richmond and Dallas are changed to 1¼, effective in both cases February 14, 1948.

(Sec. 14 (d) 38 Stat. 264 as amended by 41 Stat. 550, 42 Stat. 1480 and 49 Stat. 704, 706; 12 U. S. C. 357)

BOARD OF GOVERNORS OF THE FEDERAL RESERVE SYSTEM,
[SEAL] S. R. CARPENTER,
Secretary.

[F. R. Doc. 48-1594; Filed, Feb. 24, 1948; 8:59 a. m.]

TITLE 24—HOUSING CREDIT

Chapter VIII—Office of Housing Expediter

PART 825—RENT REGULATIONS UNDER THE HOUSING AND RENT ACT OF 1947

CONTROLLED HOUSING RENT REGULATION

Amendment 22 to the Controlled Housing Rent Regulation.[1] The Controlled

[1] 12 F. R. 4331, 5421, 5454, 5697, 6027, 6057, 6923, 7111, 7630, 7825, 7899, 8000; 13 F. R. 0, 62, 160, 216, 294, 322, 441, 475, 476, 493, 523.

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FEDERAL REGISTER

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CODIFICATION GUIDE

A numerical list of the parts of the Code of Federal Regulations affected by documents published in this issue. Proposed rules, as opposed to final actions, are identified as such.

Housing Rent Regulation (§ 825.1) is amended in the following respect:

1. Schedule B is amended by incorporating item 26 as follows:

26. Provisions relating to La Crosse Defense-Rental Area, State of Wiconsin.

Increases in maximum rents based upon the recommendation of the Local Advisory Board. Effective February 24, 1948, the maximum rents are increased in the amount of 8 per cent for all housing accommodations in the La Crosse Defense-Rental Area, Wisconsin, for which the maximum rents were determined under sections 4 (a) and 4 (b) of the Rent Regulation for Housing, issued pursuant to the Emergency Price Control Act of 1942, as amended, or which have been fixed by an order entered under section 5 of said regulation or under section 5 of this regulation in cases in which section 5 of the applicable regulation provides that the maximum rent should be determined on the basis of the rent generally prevailing in the defense-rental area for comparable accommodations on the maximum rent date, except in cases in which the maximum rent has been established under section 4 (b) of this regulation and in those cases in which the maximum rent has been adjusted on or after August 22, 1947 under section 5 (a) (12) of this regulation insofar as they are applicable to the La Crosse Defense-Rental Area are hereby amended to the extent necessary to carry this provision into effect.

This amendment shall become effective February 24, 1948.

Issued this 24th day of February 1948.

TIGHE E. WOODS,
Housing Expediter

Statement to Accompany Amendment 22 to the Controlled Housing Rent Regulation

The Local Advisory Board for La Cross Defense-Rental Area, State of Wisconsin, has, in accordance with section 204 (e) (1) (B) of the Housing and Rent Act of 1947, recommended an increase in the general rent level in La Crosse Defense-Rental Area, Wisconsin, on freeze date rents and on those rents adjusted by orders on the basis of the rents generally prevailing in the defense-rental area for comparable accommodations on the maximum rent date.

The Housing Expediter has found that this recommendation is appropriately substantiated and is in accordance with applicable law and regulations to the extent of 8 per cent, and is, therefore, issuing this amendment to effectuate the recommendation.

[F. R. Doc. 48-1701; Filed, Feb. 24, 1948; 11:01 a. m.]

PART 825—RENT REGULATIONS UNDER THE HOUSING AND RENT ACT OF 1947

RENT REGULATION FOR CONTROLLED ROOMS IN ROOMING HOUSES AND OTHER ESTABLISHMENTS

Amendment 22 to the Rent Regulation for Controlled Rooms in Rooming Houses and Other Establishments.[1] The Rent Regulation for Controlled Rooms in Rooming Houses and Other Establishments (§ 825.5) is amended in the following respect:

1. Schedule B is amended by incorporating item 27 as follows:

27. Provisions relating to La Crosse Defense-Rental Area, State of Wiconsin.

Increases in maximum rents based upon the recommendation of the Local Advisory Board. Effective February 24, 1948, the maximum rents are increased in the amount of 8 percent for all housing accommodations in the La Crosse Defense-Rental Area, Wiscon-

[1] 12 F. R. 4302, 5423, 5457, 5699, 6027, 6686, 6923, 7111, 7630, 7825, 7998, 8660; 13 F. R. 6, 62, 181, 216, 294, 321, 442, 476, 497, 523.

sin, for which the maximum rents were determined under section 4 (a) of the Rent Regulation for Transient Hotels, Residential Hotels, Rooming Houses and Motor Courts, issued pursuant to the Emergency Price Control Act of 1942, as amended, or which have been fixed by an order entered under section 5 of said regulation or under section 5 of this regulation in cases in which section 5 of the applicable regulation provides that the maximum rent should be determined on the basis of the rent generally prevailing in the defense-rental area for comparable accommodations on the maximum rent date, except in cases in which the maximum rent has been established under section 4 (b) of this regulation and in those cases in which the maximum rent has been adjusted on or after August 22, 1947 under section 5 (a) (9) of this regulation. All provisions of this regulation insofar as they are applicable to the La Crosse Defense-Rental Area are hereby amended to the extent necessary to carry this provision into effect.

This amendment shall become effective February 24, 1948.

Issued this 24th day of February 1948.

TIGHE E. WOODS,
Housing Expediter.

Statement to Accompany Amendment 22 to the Rent Regulation for Controlled Rooms in Rooming Houses and Other Establishments

The Local Advisory Board for La Crosse Defense-Rental Area, State of Wisconsin, has, in accordance with section 204 (e) (1) (B) of the Housing and Rent Act of 1947, recommended an increase in the general rent level in La Crosse Defense-Rental Area, Wisconsin, on freeze date rents and on those rents adjusted by orders on the basis of the rents generally prevailing in the defense-rental area for comparable accommodations on the maximum rent date.

The Housing Expediter has found that this recommendation is appropriately substantiated and is in accordance with applicable law and regulations to the extent of 8 per cent, and is, therefore, issuing this amendment to effectuate the recommendation.

[F. R. Doc. 48-1700; Filed, Feb. 24, 1948; 11:01 a. m.]

TITLE 25—INDIANS

Chapter I—Office of Indian Affairs, Department of the Interior

Subchapter Q—Leases and Permits on Restricted Indian Lands

PART 171—LEASING AND PERMITTING OF RESTRICTED INDIAN LANDS AND OTHER LANDS ADMINISTERED BY THE OFFICE OF INDIAN AFFAIRS FOR FARMING, FARM PASTURE, AND BUSINESS

Sections 171.1 to 171.36, inclusive, and §§ 174.1 to 174.24, inclusive, are hereby repealed and the following new §§ 171.1 to 171.29, inclusive, are substituted therefor:

Sec.

AUTHORITY: §§ 171.1 to 171.29, inclusive, issued under R. S. 161, sec. 3, 26 Stat. 795, sec. 1, 28 Stat. 305, secs. 1, 2, 31 Stat. 229, 246, 34 Stat. 1015, 1034, 35 Stat. 70, 95, 97, sec. 4, 36 Stat. 856, sec. 1, 39 Stat. 123, 41 Stat. 415, as amended, sec. 1, 41 Stat. 751, sec. 1, 41 Stat. 1232, sec. 17, 43 Stat. 636, 641, 44 Stat. 658, as amended, 44 Stat. 894, 1365, as amended, 47 Stat. 1417, sec. 17, 48 Stat. 984, 988, sec. 5, 49 Stat. 115, 118, sec. 55, Title I, 49 Stat. 750, 781, 1135, sec. 3, 49 Stat. 1967, 54 Stat. 745, 1057, 60 Stat. 308, 962; 5 U. S. C. 22, 25 U. S. C. 380, 393, 393a, 394, 395, 397, 402, 402a, 403, 403a, 403b, 403c, 413, 477.

§ 171.1 *Definitions.* As used in this part:

(a) "Secretary" means Secretary of the Interior.

(b) "Commissioner" means Commissioner of Indian Affairs.

(c) "Superintendent" means the superintendent or other officer in charge of an Indian agency or unit under which the administration of restricted lands as described in this part has been placed.

(d) "District Director" means the official in charge of a district office of the Bureau of Indian Affairs, or such other employee of the Bureau as he may properly designate in writing as acting director.

(e) "Tribe" means a tribe, band, pueblo, rancheria, or other group of Indians.

(f) "Tribal Council" means the council, business committee, governor, or other body or individual authorized to represent the tribe.

(g) "Restricted lands" means lands or interests in lands held by Indian tribes in fee or by Indian title or held in trust by the United States for the benefit of Indian tribes; and lands or interests in lands held by the United States in trust for individual Indians or held by individual Indians subject to restrictions against alienation without the consent of the Secretary of the Interior or his duly authorized representative.

(h) "Farm pasture" lease or permit means a lease or permit authorizing the grazing of livestock on areas of land used in connection with farming operations, or scattered tracts which, because of isolation or for other special reasons, are not included or not suitable for inclusion in range units, pursuant to Part 71 of this chapter.

(i) "Permit" means a permit revocable in the discretion of the issuing or approving officer.

§ 171.2 *Purpose of regulations.* The regulations in this part prescribe the terms and conditions under which restricted lands that are not in use by the Indian owners or the United States may be leased or permitted for farming, farm pasture, and business purposes.

§ 171.3 *Applicability of regulations.* The regulations in this part are intended to be generally applicable but are subject to the special exceptions provided in §§ 171.24 to 171.29, inclusive.

§ 171.4 *Authority for leases or permits.* Either leases or permits may be granted for tribally or individually owned restricted lands, except that, where no specific statutory authority to lease has been provided, permits only may be issued.

§ 171.5 *Individual leases and permits.* Restricted lands of individual Indians may be leased or permits may be granted for farming, farm pasture, or business purposes when by reason of age, disability, or inability the owners of the lands cannot personally and with benefit to themselves occupy or improve such lands.

§ 171.6 *Duration of leases and permits of restricted lands of individual Indians.* (a) Restricted non-irrigable lands of individual Indians may be leased or permits may be granted respecting such lands for periods not exceeding five years.

(b) Restricted irrigable lands of individual Indians may be leased or permits may be granted respecting such lands for periods not exceeding ten years, except that no business lease or permit may be made for a period in excess of five years.

§ 171.7 *Power of superintendent to grant leases or permits for restricted lands of individual Indians.* (a) The superintendent may grant leases or permits for individual restricted lands on behalf of Indians non compos mentis, non-residents whose whereabouts are unknown to him, and orphaned minors for whom no legal guardians have been appointed.

(b) The superintendent may grant leases or permits embracing inherited or devised restricted individual lands (1) when the heirs or devisees of such lands have not been determined, or (2) when the heirs or devisees of such lands have been determined and the lands are not in use by any of the heirs or devisees and the heirs or devisees have not been able within a period of three months or longer to agree upon a lease or permit of the land by reason of the number of heirs or devisees, their absence from the reservation, or for any other cause.

§ 171.8 *Negotiation of individual leases and permits.* Adult Indians (other than those non compos mentis) for themselves and their minor children, may negotiate, on forms approved by

the Secretary or his authorized representative, leases or permits for the use of individual restricted lands, subject to the requirements of this part and the written approval of the superintendent. Unless such leases or permits provide otherwise, rentals shall be paid directly by the lessees or permittees to the adult Indian lessors or permitters for their lands and the lands of their minor children: *Provided, however* That the superintendent may at any time, upon determining that an Indian has shown himself to be irresponsible, issue to the Indian a written notice that no future lease or permit respecting restricted land of the Indian shall be negotiated by the Indian and stating that any future lease or permit respecting restricted land of the Indian will be negotiated by the superintendent, subject to the signature of the Indian.

§ 171.9 *Duration of tribal leases and permits.* (a) Non-irrigable tribal lands may be leased or permits respecting such lands may be granted for periods not exceeding five years.

(b) Irrigable tribal lands may be leased or permits respecting such lands may be granted for periods not exceeding ten years.

(c) Tribal lands (irrigable and non-irrigable) may be made the subject of permits for business purposes for periods not exceeding five years.

§ 171.10 *Negotiation of tribal leases and permits.* (a) Tribes, acting through their tribal councils, may negotiate, on forms approved by the Secretary or his authorized representative and subject to the approval of the Secretary or his authorized representative, leases or permits with respect to tribal lands. A lease or permit may provide for the payment of rentals direct to the lessor when a tribe is authorized to receive such proceeds and has facilities for handling its own funds, including an acceptable bonded officer to receipt for funds. Otherwise, the lease or permit shall provide for the payment of rentals to the superintendent for deposit in his individual Indian money account to the credit of the tribe or for deposit in the United States Treasury to the credit of the tribe when authorized by the Commissioner.

(b) The constitutions, bylaws, charters, ordinances, and resolutions, adopted by tribes organized pursuant to the Indian Reorganization Act of June 18, 1934 (48 Stat. 984, 25 U. S. C. 461–479) as amended June 15, 1935 (49 Stat. 378) and May 1, 1936 (49 Stat. 1250) and the Oklahoma Indian Welfare Act of June 26, 1936 (49 Stat. 1967, 25 U. S. C., Sup. 501–509) shall govern where inconsistent with the regulations in this part.

§ 171.11 *Grants of permits for the use of other lands.* In order to conserve and protect them from deterioration, lands acquired by the United States for Indian school or other Indian administrative purposes or transferred to or placed under the administration of the Bureau of Indian Affairs, and which are not immediately needed for the purposes for which they were acquired or transferred, may be made available by the superintendent, subject to the approval of the Commissioner or his authorized representative, for farming, farm pasture, business, or public purposes under permits for minimum periods conducive to proper use.

§ 171.12 *Irrigable lands, payment of charges.* Any lease or permit for restricted lands within an irrigation project shall require the lessee or permittee to pay on the due date annually in advance during the term of the instrument, and in amounts determined by orders of the Secretary or his authorized representative, the operation and maintenance charges assessed against the irrigable acreage of the lease or permit, including any penalties assessed against such lands. The irrigation charge shall be in addition to the rental payments prescribed in the lease or permit. All payments of such irrigation charges and penalties shall be made to the superintendent or other officer designated by the Commissioner.

§ 171.13 *Farming and Farm Pasture Units.* (a) When areas of restricted land, consisting of parts or all of a number of allotments of individual lands or separate tracts of tribal lands, can be developed and effectively utilized under proper soil conservation and land use practices as single operational units, a suitable division shall be made by the superintendent of such lands into units: *Provided, however* That the establishment of units containing in excess of 640 acres of irrigable land or in excess of 2,560 acres of dry farming or farm pasture land shall be subject to the approval of the Commissioner or his authorized representative.

(b) A lease or permit may be issued by the superintendent on restricted land in a unit if such authority has been granted to the superintendent by the owners of the areas in the unit or if the superintendent is authorized in accordance with the provisions of this part to issue leases or permits covering such lands without the consent of the owners.

§ 171.14 *Grazing units excepted.* Restricted grazing lands within range units established pursuant to Subchapter I, Part 71, of this title, General Grazing Regulations, shall not be leased and permits respecting such lands shall not be issued under this part.

§ 171.15 *Minors' land, use by parents.* Any Indian who supports his dependent minor children may use their restricted lands during the period of their minority without charge for the use of their lands, if such use will enable him to engage in a farming or business enterprise which will also be beneficial to his minor children; and any such Indian may also pledge the income from such lands for the period of his children's minority as security for a loan from the United States, an Indian chartered corporation, an unincorporated tribe, or an Indian credit association.

§ 171.16 *Fees.* When lands are leased or permits are issued in accordance with the provisions of this part, or when they are subleased or assigned (including renewals or extensions), fees shall be fixed as follows:

(a) *To be paid by lessee, permittee, sublessee, or assignee:*

Rental:	Fee
Not to exceed $100.00	$1.00
$101.00–$250.00	2.50
$251.00–$500.00	5.00
For each additional $500 or fraction thereof	1.00

When, under the terms of the instrument, the occupant is to pay taxes accruing during the period of its operation, an amount equal to the estimated total amount of the taxes shall be included in the amount to be used in determining the fee to be charged. In the case of a sublease or assignment, the fee shall be based on the total rental which will accrue under the instrument from the effective date of the transaction. When the lease or permit period is extended with the mutual consent of the parties concerned, the fee shall be computed from the effective date on the same basis as the original instrument. The fee to be collected in case of crop-share or other non-cash rental leases or permits shall be based on (1) an estimate of the cash rental value of the acreage, including all improvements to be placed on the land by the lessee or permittee for the benefit of the lessor or permitter, or (2) the estimated value of the lessor's share of the crops.

(b) *Fees, tribal employees.* When the clerical and ministerial work in connection with the grants of leases or permits is performed by tribal employees paid from tribal funds, fees may be fixed, subject to approval by the Commissioner or his authorized representative, by the respective tribes concerned in lieu of the fees prescribed in paragraph (a) of this section.

(c) *Disposition of fees.* Fees collected pursuant to paragraph (a) of this section shall be covered into the Treasury as miscellaneous receipts, except that when the expenses of the clerical and ministerial work in the issuance of permits or leases of lands under this part are paid from tribal funds, the fees shall be credited to such funds.

§ 171.17 *Advertising.* Unless otherwise permitted by the Commissioner or his authorized representative, the superintendent, prior to the issuance by him of a lease or permit in accordance with the provisions of this part or in accordance with a power to issue a lease or permit granted to the superintendent by the owners, shall advertise the land for lease or permit in order that the highest possible rental may be obtained. The terms, conditions, and procedures governing the advertising of such lands shall be prescribed by the Commissioner.

§ 171.18 *Bonds.* Unless otherwise provided by the Commissioner or his authorized representative, full performance of the conditions of each lease or permit issued under this part shall be guaranteed by a satisfactory corporate surety bond or individual surety bond in a penal sum of not less than one year's rental, plus the estimated value of any improvements to be constructed by the lessee or permittee for the benefit of the lessor or permitter, except that no bond

shall be required on any lease or permit on which the rental is to be paid in advance for the full lease term and which does not provide for the construction of improvements by the lessee or permittee for the benefit of the lessor or permitter. In lieu of furnishing a surety bond, a lessee or permittee may deposit with the superintendent cash or negotiable United States Treasury bonds or other negotiable Treasury obligations in the appropriate amount, together with a power of attorney appointing and empowering the Commissioner or his authorized representative in the event of any breach of the lease or permit to pay over any such cash, or to dispose of any such bonds and pay over the proceeds derived therefrom, as liquidated damages, to or for the benefit of the lessor or permitter.

§ 171.19 *Subleases; assignments.* A sublease or assignment of any lease or permit issued under this part may be made only with the written consent of all parties thereto, including the surety or sureties, and the Government officer or employee who had authority to approve the original lease or permit.

§ 171.20 *Liquor clause.* All leases or permits issued under this part shall contain liquor and morality provisions substantially as follows:

> The lessee [permittee] agrees that he will not use or permit the use of any part of the premises for the sale, gift, storage, or drinking of intoxicants; and that he will not allow gambling, immorality, or any illegal practices whatever in or upon said premises. Violation of this clause will be deemed sufficient ground for cancellation of the lease [permit].

§ 171.21 *Advance execution of leases.* Except with the approval of the Commissioner or his authorized representative, no lease or permit shall be negotiated more than twelve months prior to the date when it is to become effective.

§ 171.22 *Violation of lease or permit.* The superintendent is responsible for and shall enforce compliance with the requirements of leases or permits issued under this part and the applicable regulations. If he has reason to believe that a lessee or permittee has violated the lease or permit or the regulations, he shall serve written notice upon the lessee or permittee setting forth in detail the nature of the alleged violation and give the violator ten days from the date of notice in which to show cause why the lease or permit should not be cancelled. The surety or sureties on the lease or permit shall be notified of the alleged violation by promptly mailing to each surety a copy of each notice sent to the lessee or permittee. The failure of a lessee or permittee within the prescribed time to furnish satisfactory reasons why the lease or permit should not be cancelled shall result in the cancellation of the instrument. The superintendent shall immediately notify the lessee or permittee in writing of the cancellation of the instrument, demand payment of all obligations due, and direct the premises be vacated promptly. This notice shall also inform the lessee or permittee that his failure to abide by the notice will necessitate the presentation of the case to the United States Attorney for appropriate action. The General Accounting Office shall be notified of the cancellation of any lease or permit if the original has been filed with that office.

§ 171.23 *Court action.* Whenever court action is required because of the breach of a lease or permit issued under this part or by reason of trespass on the land covered by a lease or permit, the superintendent shall make the necessary request for legal action pursuant to instructions from the Commissioner.

§ 171.24 *Crow reservation.* (a) Notwithstanding paragraph (b) of § 171.6, no lease or permit of any irrigable allotment on the Crow Reservation shall be made for a period longer than five years, except that irrigable lands in Indian ownership within the Big Horn Unit of the Crow Indian Irrigation Project may be leased or permits may be issued for farming purposes for periods not to exceed ten years.

(b) A lease or permit respecting restricted land on this reservation may be negotiated for farming purposes not to exceed 18 months before it is to become effective.

(c) The approval of the superintendent of the Crow Agency shall not be required under § 171.8 with respect to leases or permits which are issued by Indian allottees whose names appear as competent on the rolls completed in accordance with the provisions of section 3 of the act of June 4, 1920 (41 Stat. 751), and which cover their own allotments or the allotments of their minor children for farming or grazing purposes, except that leases or permits of lands allotted pursuant to the act of May 19, 1926 (44 Stat. 566) as supplemented by the act of May 2, 1928 (45 Stat. 482) and heirship lands of Crow Indians require the approval of the superintendent. Leases or permits requiring the approval of the superintendent shall provide that all rentals are to be paid by the lessee or permittee to the superintendent for the benefit of the Indian owners. Copies of all leases or permits issued without the approval of the superintendent shall be filed promptly with the superintendent of the Crow Agency.

§ 171.25 *Fort Belknap Reservation.* Not to exceed 20,000 acres of allotted and tribal lands (non-irrigable as well as irrigable) on the Fort Belknap Reservation in Montana may be leased or permits respecting such lands may be granted for the culture of sugar beets and other crops in rotation for terms not exceeding ten years.

§ 171.26 *Restricted lands in the State of Washington.* (a) Any restricted Indian lands in the State of Washington may, with the written consent of the Indian owners, be leased or made the subject of permits for periods not to exceed twenty-five years for religious, educational, recreational, business, or public purposes, including, but not limited to, airports, experimental stations, stockyards, warehouses, and grain elevators. Leases or permits shall not be made for the exploitation of any natural resources.

(b) Any restricted Indian land on the Port Madison and Snohomish or Tulalip Indian Reservations, Washington, may be leased or made the subject of permits for the purposes prescribed in §171.5 for terms not exceeding twenty-five years, and any such lease or permit, when it so provides, may be renewed for an additional term of not to exceed twenty-five years.

(c) Unimproved allotted lands on the Yakima Reservation may be leased for agricultural purposes for periods not exceeding ten years.

§ 171.27 *Wind River Reservation.* Restricted irrigable lands on the Wind River Reservation, Wyoming, may be leased or made the subject of permits for periods not exceeding twenty years.

§ 171.28 *Pueblo Lands.* The lands of the Pueblo Indians in New Mexico may be leased or made the subject of permits for longer periods than are allowed by this part when such leases or permits are approved by the Secretary or his authorized representative.

§ 171.29 *Osage Reservation.* The regulations prescribed in this part shall not apply to the Osage Reservation, Oklahoma.

Dated: February 17, 1948.

WILLIAM E. WARNE,
Assistant Secretary of the Interior.

[F. R. Doc. 48-1532; Filed, Feb. 24, 1948; 9:09 a. m.]

PART 171—LEASING OF INDIAN ALLOTTED AND TRIBAL LANDS FOR FARMING, GRAZING, AND BUSINESS

PART 174—LEASING OF RESTRICTED LANDS OF FIVE CIVILIZED TRIBES FOR AGRICULTURE AND GRAZING

CROSS REFERENCE: For the revocation of §§ 174.1 to 174.24, inclusive, and the substitution of a new Part 171 for the former Parts 171 and 174, see Part 171, *supra*.

TITLE 32—NATIONAL DEFENSE

Chapter XXIII—War Assets Administration

[Operations Notice 2, Amdt. 1]

PART 8302—FIELD ORGANIZATION OF THE WAR ASSETS ADMINISTRATION

OFFICIAL DOCUMENTS AND DISCLOSURE OF INFORMATION

War Assets Administration Operations Notice 2, issued December 1, 1947, dated December 5, 1947, pursuant to section 3 of the Administrative Procedure Act (Pub. Law 404, 79th Cong., 60 Stat. 237) entitled "Field Organization of the War Assets Administration" (12 F. R. 8160) is hereby amended in the following respect:

Section 8402.7 (b) and (c) are amended to read as follows:

§ 8402.7 *Rules pertaining to official documents and the disclosure of information.* * * *

(b) *Confidential material.* No copy of, or information relative to, any such document or to any other official business of the Administration which appears to be of confidential nature, shall be given to any person unless such person obtains a court order or subpoena therefor, or

makes application therefor in the manner hereinafter prescribed, and it appears to the Zone Administrator, Zone Counsel, Regional Director, or Regional Counsel of the office having charge of the subject matter involved that the furnishing thereof would not be contrary to the public interest. Applications need follow no standard form but shall be addressed to the Zone or Regional Counsel of the Zone or Region having charge of the subject matter involved and must set forth under oath the interest of the applicant in the subject matter and the purpose for which such copy or information is desired. Applications by duly accredited Governmental officials need not be under oath.

(c) *Testifying before courts, etc. (excluding Congressional committees)* War Assets Administration officials and employees are prohibited from testifying in court or otherwise with respect to information obtained in their official capacities, without the prior approval of the Zone Administrator, Zone Counsel, the Regional Director, or Regional Counsel in whose Zone or Region such official or employee is employed.

(Sec. 3, 60 Stat. 238; 5 U. S. C. Sup. 1002)

This amendment shall become effective February 20, 1948.

JESS LARSON,
Administrator

FEBRUARY 18, 1948.

[F. R. Doc. 48-1616; Filed, Feb. 24, 1948; 8:47 a. m.]

TITLE 42—PUBLIC HEALTH

Chapter I—Public Health Service, Federal Security Agency

PART 72—INTERSTATE QUARANTINE

MISCELLANEOUS AMENDMENTS

Notice of proposed rule-making having been published (12 F R. 8898) and consideration having been given to all relevant matter presented, the following amendments to the regulations governing interstate quarantine are prescribed. The regulations and the amendments thereto are for the purpose of preventing the introduction, transmission, or spread of communicable diseases from one State or possession into any other State or possession insofar as such introduction, transmission, or spread of communicable diseases may be prevented by inspection, fumigation, disinfection, sanitation, pest extermination, destruction of animals or things, and related measures. The amendments are prescribed under 58 Stat. 703; 42 U. S. C. Sup. 264 and shall be effective thirty days after their publication in the FEDERAL REGISTER.

1. The table of contents is amended by adding the following item under Subpart A.

72.4 Effective bactericidal treatment.

The table of contents is further amended in the following respects:

72.117 Drinking fountains and coolers; ice; constant temperature bottles.
72.148 Water systems; constant temperature bottles.

2. The indicated paragraphs of § 72.1 are amended to read as follows:

§ 72.1 *General definitions.* * * *

(a) *Bactericidal treatment.* The application of a method or substance for the destruction of pathogens and other organisms. (See § 72.4)

* * * * *

(i) *Interstate traffic.* The movement of any conveyance or the transportation of persons or property, including any portion of such movement or transportation which is entirely within a State or possession, (1) from a point of origin in any State or possession to a point of destination in any other State or possession, or (2) between a point of origin and a point of destination in the same State or possession but through any other State, possession, or contiguous foreign country.

Interstate traffic does not include the following:

(1) The movement of any conveyance which is solely for the purpose of (i) unloading persons or property transported from a foreign country, or (ii) loading persons or property for transportation to a foreign country.

(2) The movement of any conveyance which is solely for the purpose of effecting its repair, reconstruction, rehabilitation, or storage.

* * * * *

(o) *Vessel.* Any passenger-carrying, cargo, or towing vessel exclusive of:

(1) Fishing boats including those used for shell-fishing;

(2) Tugs which operate only locally in specific harbors and adjacent waters;

(3) Barges without means of self-propulsion;

(4) Construction-equipment boats and dredges; and

(5) Sand and gravel dredging and handling boats.

* * * * *

(q) *Watering point.* The specific place or water boat from which potable water is loaded on a conveyance.

3. Subpart A is amended by adding thereto the following section to be numbered 72.4:

§ 72.4 *Effective bactericidal treatment.* Whenever, under the provisions of this part, bactericidal treatment is required, it shall be accomplished by one or more of the following methods:

(a) By immersion of the utensil or equipment for at least 2 minutes in clean hot water at a temperature of at least 170° F or for one-half minute in boiling water;

(b) By immersion of the utensil or equipment for at least 2 minutes in a lukewarm chlorine bath containing at least 50 ppm of available chlorine if hypochlorites are used or a concentration of equal bactericidal strength if chloramines are used;

(c) By exposure of the utensil or equipment in a steam cabinet at a temperature of at least 170° F. for at least 15 minutes or at a temperature of 200° F. for at least 5 minutes;

(d) By exposure of the utensil or equipment in an oven or hot air cabinet at a temperature of at least 180° F for at least 20 minutes;

(e) In the case of utensils or equipment so designed or installed as to make immersion or exposure impractical, the equipment may be treated for the prescribed periods of time either at the temperatures or with chlorine solutions as specified above, (1) with live steam from a hose if the steam can be confined, (2) with boiling rinse water, or (3) by spraying or swabbing with chlorine solution;

(f) Any other method determined by the Surgeon General, upon application of an owner or operator of a conveyance, to be effective to prevent the spread of communicable disease.

4. Section 72.117 is amended to read as follows:

§ 72.117 *Drinking fountains and coolers; ice; constant temperature bottles.* (a) Drinking fountains and coolers shall be constructed of impervious, non-oxidizing material, and shall be so designed and constructed as to be easily cleaned and protected against backflow. The jet of a drinking fountain shall be slanting and the orifice of the jet shall be protected by a guard in such a manner as to prevent contamination thereof by droppings from the mouth or by splashing from the basin. The orifice of such a jet shall be located at least ½ inch above the rim of the basin.

(b) Ice shall not be permitted to come in contact with water in coolers or constant temperature bottles.

(c) Constant temperature bottles and other containers used for storing or dispensing potable water shall be kept clean at all times and shall be subjected to effective bactericidal treatment after each occupancy of the space served and at intervals not exceeding one week.

5. Section 72.138 is amended to read as follows:

§ 72.138 *Watering equipment; cleaning and bactericidal treatment.* Facilities shall be provided for cleaning and bactericidal treatment of all systems and appurtenances used in the transportation, storage, or handling of water or ice which may be used for drinking and culinary purposes.

6. Section 72.148 is amended to read as follows:

§ 72.148 *Water system, constant temperature bottles.* (a) The water system, either of the pressure or gravity type, shall be complete and closed from the filling ends to the discharge taps. The water system shall be protected against backflow.

(b) Filling pipes or connections through which water tanks are supplied shall be provided on both sides of all new railway conveyances and on existing conveyances when they undergo heavy repairs. All filling connections shall be easily cleanable and so located and protected as to minimize the hazard of contamination of the water supply.

(c) On all new or reconstructed conveyances, water coolers shall be an integral part of the closed system.

(d) Water filters if used on dining cars and other conveyances will be per-

mitted only if they are so operated and maintained at all times as to prevent contamination of the water.

(e) Constant temperature bottles and other containers used for storing or dispensing potable water shall be kept clean at all times and shall be subjected to effective bactericidal treatment as often as may be necessary to prevent the contamination of water so stored and dispensed.

7. Paragraph (a) of § 72.164 is amended to read as follows:

§ 72.164 *Source of food and drink; identification and inspection.* (a) Operators of conveyances shall identify, when requested by the Surgeon General, the vendors, distributors, or dealers from whom they have acquired or are acquiring their food supply including milk, milk products, frozen desserts, bottled water, sandwiches, box lunches, and raw oysters, clams, and mussels.

8. Paragraph (c) of § 72.165 is amended to read as follows:

§ 72.165 *Milk, milk products, and shellfish.* * * *

(c) All milk products, including reconstituted milk, buttermilk, milk beverages, frozen desserts, butter, and cheese shall be pasteurized or manufactured from milk or milk products that have been pasteurized or subjected to equivalent heat treatment.

9. Paragraph (b) of § 72.169 is amended to read as follows:

§ 72.169 *Utensils and equipment.* * * *

(b) All multi-use eating and drinking utensils shall be thoroughly cleaned in warm water and subjected to an effective bactericidal treatment after each use. All other utensils that come in contact with food and drink shall be similarly treated immediately following the day's operation. All equipment shall be kept clean.

10. Paragraph (a) of § 72.201 is amended to read as follows:

§ 72.201 *Definition of terms.* * * *

(a) "Adequate protection by natural agencies" implies various relative degrees of protection against the effects of pollution in surface waters; dilution, storage, sedimentation, the effects of sunlight and aeration, and the associated physical and biological processes which tend to produce natural purification; and, in the case of ground waters, storage in and percolation through the water-bearing material.

11. Paragraph (b) (2) of § 72.204 is amended to read as follows:

§ 72.204 *As to the physical and chemical characteristics.* * * *

(b) *Chemical characteristics.* * * *

(2) The following chemical substances which may be present in natural or treated waters should preferably not occur in excess of the following concentrations where other more suitable supplies are available in the judgment of the certifying authority. Recommended methods of analysis are given in paragraph (c) of this section:

Copper (Cu) should not exceed 3.0 ppm.

Iron (Fe) and manganese (Mn) together should not exceed 0.3 ppm.

Magnesium (Mg) should not exceed 125 ppm.

Zinc (Zn) should not exceed 15 ppm.

Chloride (Cl) should not exceed 250 ppm.

Sulfate (SO_4) should not exceed 250 ppm.

Phenolic compounds should not exceed 0.001 ppm in terms of phenol.

Total solids should not exceed 500 ppm for a water of good chemical quality. However, if such water is not available, a total solids content of 1,000 ppm may be permitted.

For chemically treated waters, i. e., lime softened, zeolite or other ion exchange treated waters, or any other chemical treatments, the following three requirements should be met:

(i) The phenolphthalein alkalinity (calculated as $CaCO_3$) should not be greater than 15 ppm plus 0.4 times the total alkalinity. This requirement limits the permissible pH to about 10.6 at 25° C.

(ii) The normal carbonate alkalinity should not exceed 120 ppm. Since the normal alkalinity is a function of the hydrogen ion concentration and the total alkalinity, this requirement may be met by keeping the total alkalinity within the limits suggested below when the pH of the water is within the range given. These values apply to water at 25° C.

pH range	*Limit of total alkalinity (ppm as $CaCO_3$)*
8.0 to 9.6	400
9.7	340
9.8	300
9.9	260
10.0	230
10.1	210
10.2	190
10.3	180
10.4	170
10.5 to 10.6	160

(iii) If excess alkalinity is produced by chemical treatment, the total alkalinity should not exceed the hardness by more than 35 ppm (calculated as $CaCO_3$).

(Sec. 361, 58 Stat. 703; 42 U. S. C. Sup. 264)

Dated: February 17, 1948.

[SEAL] JAMES A. CRABTREE,
Acting Surgeon General.

Approved: February 19, 1948.

OSCAR R. EWING,
Federal Security Administrator.

[F. R. Doc. 48-1617; Filed, Feb. 24, 1948; 8:47 a. m.]

TITLE 46—SHIPPING

Chapter I—Coast Guard: Inspection and Navigation

[CGFR 48-6]

STEAM VESSELS ON INLAND WATERS REQUIRING LICENSED MASTERS AND PILOTS

MISCELLANEOUS AMENDMENTS

The rules and regulations covering licensing and certificating of merchant marine personnel were republished in the FEDERAL REGISTER dated March 7, 1947 (12 F. R. 1549 et seq.) and revised the regulations previously published in 46 CFR Parts 25, 36, 62, 78, 96, 115, 138, and 155. Because it was necessary to revise the rules and regulations pertaining to licensing and certificating of merchant marine personnel to meet peacetime operating conditions and to comply with the Administrative Procedure Act (Public Law 404, 79th Cong., 60 Stat. 237) all the existing rules and regulations were studied and where necessary they were altered, reworded, or changed editorially so that they could be reinstated in Subchapter B—Merchant Marine Officers and Seamen (46 CFR Parts 10 and 12) The changes made in the substantive rules and regulations previously published were in accordance with the recommendations of the Merchant Marine Council made after considering the comments and suggestions at the public hearing held October 22, 1946, and it was stated that no changes were intended to be made in the substantive requirements which were not considered at that time. In preparing the FEDERAL REGISTER document six sections containing substantive requirements were canceled unintentionally and omitted from the revised regulations. These regulations established the tonnage of steam vessels on inland waters on which licensed masters and licensed pilots were required in the manning thereof. As the provisions of these regulations have been followed consistently since May 1, 1947, in the administration of the manning requirements of steam vessels on inland waters, the reinstatement of the six sections of regulations does not impose any additional burden on the parties affected, and neither was it intended nor contemplated that these substantive requirements be canceled, as such cancellation was not discussed at the public hearing held October 22, 1946.

In accordance with the Administrative Procedure Act (Public Law 404, 79th Cong., 60 Stat. 237) notice of proposed rule making, public procedure thereon, and publication thirty days prior to its effective date are found impracticable and contrary to the public interest, in that it is imperative for safety of life that steam vessels of more than 150 gross tons operating on inland waters be under the command of licensed masters; that navigation of steam vessels of more than 150 gross tons operating on inland waters be under the control of a first-class pilot; and further, that the time intervening between the date when the need for reinstating these sections became apparent and the present time is insufficient to provide for public rule making procedure, prior notice thereof, and publication of this document thirty days prior to its effective date. Any person aggrieved by the reestablishment of these regulations may submit a written brief setting forth all pertinent facts and a request for a hearing to the Commandant (CMC) U. S. Coast Guard, Washington 25, D. C., prior to March 24, 1948, so that a hearing, if requested, may be scheduled for the Merchant Marine Council on March 31, 1948.

By virtue of the authority vested in me by R. S. 4405, as amended, 46 U. S. C.

375, and section 101, Reorganization Plan No. 3 of 1946, 11 F R. 7875, as well as the additional statutes cited with the regulations below, the following amendments to the regulations are prescribed and reinstated:

Subchapter H—Great Lakes, General Rules and Regulations

PART 78—SPECIAL OPERATING REQUIREMENTS

1. The heading for Part 78 is changed from "Licensed Officers and Certificated Men" to "Special Operating Requirements" to better describe the regulations set forth in this part.

2. Part 78 is amended by reestablishing § 78.29, which reads as follows:

§ 78.29 *Steam vessels requiring licensed masters.* There shall be a duly licensed master on board every steam vessel of more than 150 gross tons, subject to the inspection laws of the United States, whenever such vessel is under way. (R. S. 4439, 4463, 54 Stat. 346, and sec. 5 (e) 55 Stat. 244, as amended; 46 U. S. C. 222, 226, 1333, 50 U. S. C. Sup. 1275.)

3. Part 78 is amended by reestablishing § 78.38, which reads as follows:

§ 78.38 *Tonnage of steam vessels on which pilots may act.* (a) The navigation of every steam vessel of more than 150 gross tons shall be under the control of a first-class pilot.

(b) A first-class pilot, or a second-class pilot who has reached the age of 21 years, may act as master or pilot in charge of navigation of a steam vessel not exceeding 150 gross tons.

(c) A second-class pilot is authorized to act as pilot in charge of a watch on any steam vessel within the qualifications specified in his license. (R. S. 4442, 4463, 54 Stat. 346, and sec. 5 (e) 55 Stat. 244, as amended; 46 U. S. C. 214, 226, 1333, 50 U. S. C. Sup. 1275.)

Subchapter I—Bays, Sounds, and Lakes Other Than the Great Lakes: General Rules and Regulations

PART 96—SPECIAL OPERATING REQUIREMENTS

1. The heading for Part 96 is changed from "Licensed Officers and Certificated Men" to "Special Operating Requirements" to better describe the regulations set forth in this part.

2. Part 96 is amended by reestablishing § 96.28, which reads as follows:

§ 96.28 *Steam vessels requiring licensed masters.* (See § 78.29 of this chapter, as amended, which is identical with this section.)

3. Part 96 is amended by reestablishing § 96.37, which reads as follows:

§ 96.37 *Tonnage of steam vessels on which pilots may act.* (See § 78.38 of this chapter, as amended, which is identical with this section.)

Subchapter J—Rivers: General Rules and Regulations

PART 115—SPECIAL OPERATING REQUIREMENTS

1. The heading for Part 115 is changed from "Licensed Officers" to "Special Operating Requirements" to better describe the requirements set forth in this part.

2. Part 115 is amended by reestablishing § 115.27, which reads as follows:

§ 115.27 *Steam vessels requiring licensed masters.* (See § 78.29 of this chapter, as amended, which is identical with this section.)

3. Part 115 is amended by reestablishing § 115.36, which reads as follows:

§ 115.36 *Tonnage of steam vessels on which pilots may act.* (See § 78.38 of this chapter, as amended, which is identical with this section.)

Dated: February 17, 1948.

[SEAL] J. F FARLEY,
Admiral, U. S. Coast Guard, Commandant.

[F. R. Doc. 48-1615; Filed, Feb. 24, 1948; 8:59 a. m.]

NOTICES

FEDERAL POWER COMMISSION

[Docket No. G-994]

UNITED NATURAL GAS CO.

ORDER FIXING DATE OF HEARING

Upon consideration of the application filed January 29, 1948, by United Natural Gas Company (applicant) a Pennsylvania corporation with its principal place of business at Oil City, Pennsylvania, for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, authorizing the sale of natural gas by Applicant to Pennsylvania Gas Company, an affiliate, which sale is subject to the jurisdiction of the Commission, as fully described in such application on file with the Commission and open to public inspection;

It appears to the Commission that: This proceeding is a proper one for disposition under the provisions of Rule 32 (b) (18 CFR 1.32 (b)) of the Commission's rules of practice and procedure, applicant having requested that its application be heard under the shortened procedure provided by the aforesaid rule for non-contested proceedings, and no request to be heard, protest or petition having been filed subsequent to the giving of due notice of the filing of the application, including publication in the FEDERAL REGISTER on February 14, 1948 (13 F R. 697-8)

The Commission, therefore, orders that:

(A) Pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act, as amended, and the Commission's rules of practice and procedure, a hearing be held on March 11, 1948, at 9:45 a. m. (e. s. t.) in the Hearing Room of the Federal Power Commission, 1800 Pennsylvania Avenue, NW., Washington, D. C., concerning the matters involved and the issues presented by such application: *Provided, however* That the Commission may, after a non-contested hearing, forthwith dispose of the proceeding pursuant to the provisions of Rule 32 (b) of the Commission's rules of practice and procedure.

(B) Interested State commissions may participate as provided by Rules 8 and 37 (f) (18 CFR 1.8 and 1.37 (f)) of the said rules of practice and procedure.

Date of issuance: February 18, 1948.

By the Commission.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 48-1593; Filed, Feb. 24, 1948; 9:03 a. m.]

[Docket No. G-988]

TEXAS EASTERN TRANSMISSION CORP.

NOTICE OF APPLICATION

FEBRUARY 18, 1948.

Notice is hereby given that on January 19, 1948, Texas Eastern Transmission Corporation (applicant) a Delaware corporation with its principal office at Shreveport, Louisiana, filed an application for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, authorizing applicant to remove and relocate certain portions of pipe and construct and operate certain pipelines and natural gas facilities in connection with the following projects, subject to the jurisdiction of the Commission:

Project 1. (a) Removal of 5.37 miles of 14-inch O. D. pipeline located in White County, Illinois, beginning at Pump Station 11 in said County, thence running northwest a distance of approximately 5.37 miles to the site of Illinois Pipe Line Company's Enfield Terminal in said county.

(b) The installation of 3.73 miles of the pipeline described in (a) above at a location extending from a point in the Hico-Knowles Field, Lincoln Parish, Louisiana, to a connection with the Applicant's 20-inch main transmission line in Lincoln Parish, Louisiana.

(c) The 14-inch O. D. lateral line described in (b) above was constructed and is now being operated by Applicant in lieu of 4 miles of 12¾ inch O. D. Line authorized in Docket No. G-880.

Project 2. (a) Removal of the following described portions of pipeline from their existing location in Union County, New Jersey, and in Chester and Delaware Counties, Pennsylvania:

(1) 9,400 feet of 12¾-inch O. D. pipe beginning at the Linden Pump Station No. 27, Union County, New Jersey, and extending in northeasterly direction to a point on the

Gulfport Junction site of the Gulf Oil Corporation.

(2) 18,100 feet of 12¾-inch O. D. pipe beginning at the Linden Pump Station No. 27, Union County, New Jersey, and extending in a northeasterly direction to the New York-New Jersey State line.

(3) 15,500 feet of 12¾-inch O. D. pipe beginning at the Linden Pump Station No. 27, Union County, New Jersey, and extending in a southerly direction to a gate valve in Middlesex County on property owned by Woodbridge Township.

(4) 7,100 feet of 12¾-inch O. D. pipe commencing approximately 50 feet south of the Baltimore & Ohio Railroad's south property line on the William G. Price property in Chester, Chester County, Pennsylvania, and extending in a southwesterly direction to the Sinclair Refining Company's property in Marcus Hook, Delaware County, Pennsylvania.

(5) 5,650 feet of 6⅝-inch O. D. pipe beginning on property of the Buffalo Construction Corporation in Union County, New Jersey, extending in a northeasterly direction to property of the Crown Central Petroleum Corporation in Union County, New Jersey.

(b) The portions of pipeline to be removed from the existing locations referred to in (a) (1–5) above will be laid as lateral pipelines in the Philadelphia area, as authorized by the Commission Docket No. G–880.

Applicant states that the total over-all capital cost of removing the pipe referred to in (a) of Project 1 and installing the same as the pipeline described in (b) of Project 1 was $147,663; that the estimated total over-all capital cost of removing the portions of pipe described in (a) (1–5) of Project 2 and transporting same to the Philadelphia area, for installation as authorized at Docket No. G–880, will be approximately $128,058. The applicant proposes to finance the cost of Projects 1 and 2 out of funds which it now has on hand.

Applicant further states that due to the present shortage of steel and pipe it was unable to purchase the pipe described hereinabove, and, in order to deliver natural gas to its customers as authorized at Docket No. G–880, applicant removed and relocated the pipe described in Project 1 and proposes to remove and relocate the portions of pipe referred to and described in Project no. 2 in the Philadelphia area.

Any interested State commission is requested to notify the Federal Power Commission whether the application should be considered under the cooperative provisions of Rule 37 of the Commission's rules of practice and procedure (18 CFR 1.37) and, if so, to advise the Federal Power Commission as to the nature of its interest in the matter and whether it desires a conference, the creation of a board, or a joint or concurrent hearing, together with reasons for such request.

The application of Texas Eastern Transmission Corporation is on file with the Commission and open to public inspection. Any person desiring to be heard or to make any protest with reference to the application shall file with the Federal Power Commission, Washington 25, D. C., not later than 15 days from the date of publication of this notice in the FEDERAL REGISTER, a petition to intervene or protest. Such petition or protest shall conform to the requirements of Rule 8 or 10, whichever is applicable, of the rules of practice and procedure (18 CFR 1.8 on 1.10).

[SEAL] LEON M. FUQUAY, *Secretary.*

[F. R. Doc. 48–1613; Filed, Feb. 24, 1948; 8:59 a. m.]

[Docket No. IT-5020]

SERVICIOS ELECTRICOS DE PIEDRAS NEGRAS, S. A. AND CENTRAL POWER AND LIGHT CO.

NOTICE OF APPLICATION FOR AMENDMENT OF AUTHORIZATION TO EXPORT ELECTRIC ENERGY

FEBRUARY 18, 1948.

Notice is hereby given that Servicios Electricos de Piedras Negras, S. A. and Central Power and Light Company on February 12, 1948, filed a joint application pursuant to section 202 (e) of the Federal Power Act (16 U. S. C. 824a (e)) for amendment of the authorization previously granted by the Commission under said act so as to permit an increase in the exportation of electric energy across the international boundary between the United States and Mexico over a transmission line from a point near Eagle Pass, Texas, to a point near Piedras Negras, Coahuila, Mexico, in quantities up to an amount of 8,000,000 kilowatt-hours annually at a rate of supply not to exceed 1,500 kilowatts. The present exportation is limited to 300,000 Kilowatt-hours annually at a rate of supply not to exceed 250 kilowatts.

Any person desiring to be heard or to make any protest with reference to the said application should, on or before March 9, 1948, file with the Federal Power Commission, Washington 25, D. C., a petition or protest in accordance with the Commission's rules of practice and procedure.

[SEAL] LEON M. FUQUAY, *Secretary.*

[F. R. Doc. 48–1614; Filed, Feb. 24, 1948; 8:59 a. m.]

INTERSTATE COMMERCE COMMISSION

[S. O. 790, Amdt. 1 to Special Directive 47]

MONONGAHELA RAILWAY CO.

DIRECTIVE TO FURNISH CARS FOR RAILROAD COAL SUPPLY

Upon further consideration of the provisions of Special Directive No. 47 (13 F. R. 674) under Service Order No. 790 (12 F. R. 7791), and good cause appearing therefor:

It is ordered, That Special Directive No. 47, be, and it is hereby amended by adding to paragraph (1) thereof the following:

Mine:	*Cars per week:*
National & Brock No. 4	15

A copy of this amendment shall be served upon The Monongahela Railway Company and notice of this amendment shall be given the public by depositing a copy in the office of the Secretary of the Commission, Washington, D. C., and by filing it with the Director of the Division of the Federal Register.

Issued at Washington, D. C., this 17th day of February A. D. 1948.

INTERSTATE COMMERCE COMMISSION,
HOMER C. KING,
Director,
Bureau of Service.

[F. R. Doc. 48–1611; Filed, Feb. 24, 1948; 8:59 a. m.]

[S. O. 790, Special Directive 48–A]

WABASH RAILROAD CO.

DIRECTIVE TO VACATE ORDER TO FURNISH CARS FOR RAILROAD COAL SUPPLY

Upon further consideration of the provisions of Service Order No. 790 (12 F. R. 7791) and good cause appearing therefor;

It is ordered, That Special Directive No. 48 (13 F. R. 738) under Service Order No. 790 be, and it is hereby vacated effective 12:01 a. m., February 18, 1948.

A copy of this special directive shall be served upon the Wabash Railroad Company and notice of this directive shall be given the public by depositing a copy in the office of the Secretary of the Commission, Washington, D. C., and by filing it with the Director of the Division of the Federal Register.

Issued at Washington, D. C., this 18th day of February A. D. 1948.

INTERSTATE COMMERCE COMMISSION,
HOMER C. KING,
Director,
Bureau of Service.

[F. R. Doc. 48–1612; Filed, Feb. 24, 1948; 8:59 a. m.]

SECURITIES AND EXCHANGE COMMISSION

[File No. 7–1004]

CITIES SERVICE CO.

FINDINGS AND ORDER GRANTING APPLICATION

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 18th day of February A. D. 1948.

The New York Curb Exchange has made application to the Commission pursuant to section 12 (f) (3) of the Securities Exchange Act of 1934 and Rule X-12F–1 for permission to extend unlisted trading privileges to the 3% Sinking Fund Debentures, due January 1, 1977, of Cities Service Company, 60 Wall Street, New York 5, New York.

After appropriate notice and opportunity for hearing and in the absence of any request by any interested person for hearing on this matter, the Commission on the basis of the facts submitted in the application makes the following findings:

(1) That the common stock of Cities Service Company is registered and listed on the Boston Stock Exchange and the Chicago Stock Exchange; that there is available from the registration statement and periodic reports filed pursuant to

rules and regulations under the Securities Exchange Act of 1934 information substantially equivalent to that which would be available if the 3% Sinking Fund Debentures, due January 1, 1977, were registered on a national securities exchange; that the issuer, its officers and directors, and every beneficial owner of more than 10 per centum of the 3% Sinking Fund Debentures, due January 1, 1977, will be subject to duties substantially equivalent to the duties which would arise under the Securities Exchange Act of 1934 if the 3% Sinking Fund Debentures, due January 1, 1977, were duly listed and registered on a national securities exchange;

(2) That the geographical area deemed to constitute the vicinity of the New York Curb Exchange for the purpose of this application is the States of Massachusetts, Rhode Island, Connecticut, New York, New Jersey, Pennsylvania, and Ohio; that out of a total of $115,246,950 principal amount of the debentures outstanding, $66,479,880 principal amount is owned by 9,238 holders in the vicinity of the New York Curb Exchange; and that transactions were effected in $7,138,000 principal amount of the debentures in the vicinity of the New York Curb Exchange during the period from May 28, 1947, to August 1, 1947.

(3) That sufficient public distribution of, and sufficient public trading activity in, this security exist in the vicinity of the applicant exchange to render the extension of unlisted trading privileges thereto appropriate in the public interest and for the protection of investors; and

(4) That the extension of unlisted trading privileges on the applicant exchange to this security is otherwise appropriate in the public interest and for the protection of investors.

Accordingly it is ordered, Pursuant to section 12 (f) (3) of the Securities Exchange Act of 1934, that the application of the New York Curb Exchange for permission to extend unlisted trading privileges to the 3% Sinking Fund Debentures, due January 1, 1977, of Cities Service Company be, and the same is, hereby granted.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 48-1598; Filed, Feb. 24, 1948; 9:01 a. m.]

[File No. 7-1033]

KAISER-FRAZER CORP.

NOTICE OF APPLICATION FOR UNLISTED TRADING PRIVILEGES, AND OF OPPORTUNITY FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 17th day of February A. D. 1948.

The Philadelphia Stock Exchange, pursuant to section 12 (f) (2) of the Securities Exchange Act of 1934 and Rule X-12F-1 thereunder, has made application for unlisted trading privileges in the Common Stock, $1.00 Par Value, of Kaiser-Frazer Corporation, a security listed and registered on the Detroit Stock Exchange, Los Angeles Stock Exchange, New York Curb Exchange, and San Francisco Stock Exchange. Rule X-12F-1 provides that the applicant shall furnish a copy of the application to the issuer and to every exchange on which the security is listed or already admitted to unlisted trading privileges. The application is available for public inspection at the Commission's principal office in Washington, D. C.

Notice is hereby given that, upon request of any interested person received prior to March 9, 1948, the Commission will set this matter down for hearing. In addition any interested person may submit his views or any additional facts bearing on this application by means of a letter addressed to the Secretary of the Securities and Exchange Commission, Washington, D. C. If no one requests a hearing on this matter, this application will be determined by order of the Commission on the basis of the facts stated in the application, and other information contained in the official file of the Commission pertaining to this matter.

By the Commission.

[SEAL] ORVAL DUBOIS, *Secretary.*

[F. R. Doc. 48-1597; Filed, Feb. 24, 1948; 9:01 a. m.]

[File No. 55-93]

INTERNATIONAL HYDRO-ELECTRIC SYSTEM

ORDER FIXING MAXIMUM AMOUNTS OF COMPENSATION AND REIMBURSEMENT AND DENYING APPLICATION

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 16th day of February A. D. 1948.

Applications have been filed by Bartholomew A. Brickley, Trustee of International Hydro-Electric System, and his counsel, Samuel Hoar and Edward R. Langenbach; by Erwin N. Griswold; by Paul H. Todd, Howell Van Auken, Alexander Whiteside and Hugh F O'Donnell; by Joseph Nemerov by Richard A. Sullivan; by Archibald Palmer, Bennett E. Aron and Friedman, Atherton, King & Turner; and by Paul A. Dever, Steinberg & Spelfogel, and Weinstein & Levinson, pursuant to section 11 (f) of the Public Utility Holding Company Act of 1935 and Rule U-63 promulgated thereunder, requesting the Commission to fix in each case maximum amounts of compensation and reimbursement for expenditures for which they may apply to the District Court of the United States for the District of Massachusetts for services and disbursements in connection with the prosecution of certain claims on behalf of International Hydro-Electric System ("IHES") a registered holding company, against International Paper Company, and the settlement thereof, said IHES being now in reorganization in said District Court of the United States;

A hearing having been held after appropriate notice, the Commission having considered the record and having made and filed its findings and opinion herein:

It is ordered, That the maximum amounts for which certain of said applicants may apply to said District Court be, and the same hereby are, fixed as follows:

To Bartholomew A. Brickley and Edward R. Langenbach, and their firm of Brickley, Sears & Cole: for compensation, $250,000, less $27,500 heretofore received; for reimbursement, $726.42, less $547.60 heretofore received.

To Samuel Hoar, and his firm of Goodwin, Procter and Hoar for compensation, $200,000, less $42,500 heretofore paid; for reimbursement, $2,317.61, less $2,143.74 heretofore paid.

To Erwin N. Griswold: for compensation $15,000.

To Paul H. Todd: for reimbursement, $37,143.32, less $10,000 heretofore paid him by IHES.

To Howell Van Auken and his firm of Lucking, Van Auken, Schumann and Greiner: compensation, $150,000, less $7,050 heretofore paid.

To Alexander Whiteside and Hugh F O'Donnell: for compensation, $60,000 in the aggregate, less amounts heretofore paid by Todd, $4,500.

To Joseph Nemerov for compensation, $20,000; for reimbursement, $1,186.46.

To Richard A. Sullivan: for compensation, $15,000; for reimbursement $1,886.41, less $1,296.27 heretofore paid him by Todd.

It is further ordered, That the application of Archibald Palmer, Bennett E. Aron and Freedman, Atherton, King & Turner and of Paul A. Dever, Steinberg & Spelfogel, and Weinstein & Levinson be, and the same hereby are, denied.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 48-1596; Filed, Feb. 24, 1948; 9:01 a. m.]

[File No. 68-98]

STANDARD GAS AND ELECTRIC CO.

ORDER PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission held at its office in the city of Washington, D. C., on the 17th day of February 1948.

Standard Gas and Electric Company ("Standard Gas") a registered holding company, having filed a declaration pursuant to section 12 (e) of the Public Utility Holding Company Act of 1935 and Rule U-65 promulgated thereunder, relating to the transaction summarized below:

Standard Gas proposes to present to its stockholders at the postponed Annual Meeting of Stockholders, which is scheduled for March 11, 1948, the question of whether the charter and by-laws of the corporation should be amended so as to increase the number of directors to be elected by the holders of Prior Preference Stock from two to three and thus provide for a board of directors consisting of nine members. In order to ensure obtaining a sufficiently large vote of stockholders with respect to such amendments to meet the requirements of Delaware law, Standard Gas proposes to engage a firm

of proxy solicitors to assist it in obtaining proxies from brokers and financial institutions having stock standing in their names. Standard Gas estimates that a sum not exceeding $2,500 will be paid to such solicitors in addition to expenses estimated at approximately $1,500. Said amounts, it is stated, will be in addition to expenditures covered by paragraph (b) of Rule U-65.

The declaration having been filed on February 4, 1948, notice of said filing having been given in the form and manner prescribed by Rule U-23 promulgated pursuant to said act, and the Commission not having received a request for a hearing with respect to said declaration within the period specified in said notice, or otherwise, and not having ordered a hearing thereon; and

Standard Gas having requested that the Commission's order become effective forthwith; and

The Commission finding with respect to the said declaration that the requirements of the applicable provisions of the act and the rules and regulations promulgated thereunder are satisfied and that no adverse findings are necessary, and deeming it appropriate in the public interest and in the interest of investors and consumers that the said declaration be permitted become effective:

It is hereby ordered, Pursuant to said Rule U-23 and the applicable provisions of said act that said declaration be, and the same hereby is, permitted to become effective forthwith, subject to the terms and conditions prescribed in Rule U-24.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 48-1599; Filed, Feb. 24, 1948; 9:01 a. m.]

[File No. 70-1714]

WISCONSIN POWER AND LIGHT CO.

ORDER GRANTING AMENDED APPLICATION

At a regular session of the Securities and Exchange Commission held at its office in the city of Washington, D. C., on the 17th day of February A. D. 1948.

Wisconsin Power and Light Company ("Wisconsin") a public utility subsidiary of North West Utilities Company, a registered holding company, having filed an application and amendments thereto pursuant to the Public Utility Holding Company Act of 1935, and having designated as applicable sections 6 (b) and 7 and Rule U-50 thereof, with respect to the following transactions:

The issuance and sale by Wisconsin at competitive bidding pursuant to Rule U-50 of $3,000,000 principal amount of First Mortgage Bonds, Series B, __%, due January 1, 1978, and the issuance and sale of 30,000 shares of 4.80% Preferred Stock ($100 par value, cumulative) The price and interest rate applicable to said bonds are to be determined at competitive bidding. Wisconsin has requested an exemption from the competitive bidding requirements of Rule U-50 with respect to the issuance and sale of said preferred stock.

The said preferred stock will be offered for a period of approximately twelve days ending on March 1, 1948, to the holders of record as of February 16, 1948, of the presently outstanding 4½% Preferred Stock at $100 per share (flat) Wisconsin has entered into an agreement with an underwriting syndicate headed by The Wisconsin Company pursuant to which the underwriters undertake to use their best efforts to obtain from the said record holders acceptances of the offer to preferred stockholders and to purchase from Wisconsin at $100 per share plus accrued dividends from and including March 1, 1948, the unsubscribed portion, if any, of the 4.80% Preferred Stock for resale at a price to the public of $100 or share plus accrued dividends. As compensation to the underwriters, the company shall pay the sum of $1.50 in respect of each of the 30,000 shares of 4.80% Preferred Stock, plus the sum of $2.00 in respect of each share allotted pursuant to the offer to preferred stockholders, except shares deliverable pursuant to said offer in instances where a dealer's name does not appear on the subscription form, and also $2.00 in respect of each share not subscribed for pursuant to said offer.

The application contains an order of the Public Service Commission of Wisconsin expressly authorizing the issuance and sale of the 4.80% Preferred Stock and an additional order conditionally approving the issuance and sale of the first mortgage bonds, subject to the filing by Wisconsin with the Public Service Commission of Wisconsin of information with respect to, among other things, the interest rate and the price of said bonds as determined by competitive bidding; and

Said application having been filed on December 29, 1947, and amendments thereto having been filed on January 19, 1948, February 2, 1948 and February 17, 1948, and notice of such filing having been duly given in the manner prescribed by Rule U-23 promulgated pursuant to said act, and the Commission not having received a request for hearing with respect to said application within the period specified in said notice, or otherwise, and not having ordered a hearing thereon; and

The Commission finding with respect to said application, as amended, that requirements of the applicable provisions of the act and rules thereunder are satisfied, and deeming it appropriate in the public interest and in the interest of investors and consumers that said application be granted; and

Wisconsin having requested that the Commission's order granting the application, as amended, be issued as soon as possible and that it become effective forthwith, and that the publication period for inviting bids for the proposed first mortgage bonds be shortened to a period of not less than six days:

It is ordered, That the application, as amended, be, and hereby is, granted, and that the proposed transactions may be consummated forthwith, subject to the terms and conditions prescribed in Rule U-24, and subject to the further conditions that the proposed issue and sale of bonds shall not be consummated until a further order of the Public Service Commission of Wisconsin expressly authorizing the issue and sale of said bonds be filed herein and the results of competitive bidding with respect to said bonds pursuant to Rule U-50 shall have been made a matter of record in these proceedings, and a further order shall have been entered by this Commission in the light of the record so completed, which order may contain such further terms and conditions as may then be deemed appropriate.

It is further ordered, That the period required by subparagraph (b) of Rule U-50 for the invitation of bids with respect to the issuance and sale of the said first mortgage bonds be reduced to a minimum of six days.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 48-1595; Filed, Feb. 24, 1948; 9:01 a. m.]

[File No. 70-1721]

ILLINOIS POWER CO.

SUPPLEMENTAL ORDER RELEASING JURISDICTION AND PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 17th day of February 1948.

Illinois Power Company, a registered holding company, having filed a declaration and amendments thereto, pursuant to the Public Utility Holding Company Act of 1935, with respect to the issue and sale, pursuant to the competitive bidding provisions of Rule U-50, of $15,000,000 principal amount of First Mortgage Bonds, 3⅛% Series due 1978; and

The Commission, by order dated February 9, 1948, having permitted the declaration, as amended, to become effective, subject to the condition, among others, that the proposed issue and sale of such securities shall not be consummated until the results of competitive bidding pursuant to Rule U-50 shall have been made a matter of record herein and a further order shall have been entered with respect thereto, which order may contain such further terms and conditions as may then be deemed appropriate; and

Illinois Power Company having filed a further amendment herein stating that the First Mortgage Bonds have been offered for sale pursuant to the competitive bidding requirements of Rule U-50 and that the following bids for the securities have been received:

Bidding group headed by	Interest rate	Price to company (percent of principal amount) [1]	Cost to company
	Percent		
The First Boston Corp.	3⅛	100.1459	3.12
Halsey Stuart & Co.	3⅛	100.011	3.125
White Weld & Co.	3¼	102.331	3.13
Glore, Forgan & Co. and Harriman, Ripley & Co., Inc.	3¼	101.91	3.15

[1] Plus accrued interest from Feb. 1, 1948.

Said amendment having further stated that Illinois Power Company has accepted the bid of The First Boston Corporation for the First Mortgage Bonds as set out above, and that said Bonds will be offered for sale to the public at a price of 100.485% of the principal amount thereof, plus accrued interest, resulting in an underwriting spread equal to .3351% of the principal amount of the Bonds.

The Commission having examined said amendment and having considered the record herein and finding no basis for imposing terms and conditions with respect to the price to be paid for said Bonds or underwriting spread:

It is hereby ordered, That the jurisdiction heretofore reserved with respect to the matters to be determined as a result of competitive bidding in connection with the said Bonds under Rule U-50 be, and the same hereby is, released and that the said declaration, as further amended, be, and the same hereby is, permitted to become effective, subject, however, to the terms and conditions prescribed in Rule U-24.

It is further ordered, That the jurisdiction heretofore reserved with respect to all legal and auditors' fees and expenses to be paid in connection with the issue and sale of the said Bonds, as prescribed in said order of February 9, 1948, be, and the same hereby is, continued.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 48-1603; Filed, Feb. 24, 1948; 9:02 a. m.]

[File No. 70-1725]

AMERICAN POWER & LIGHT CO. ET AL.

NOTICE OF FILING AND NOTICE OF AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission held at its office in the city of Washington, D. C., on the 17th day of February A. D. 1948.

In the matter of American Power & Light Company, Texas Utilities Company, Texas Electric Service Company, Texas Power & Light Company, File No. 70-1725.

Notice is hereby given that American Power & Light Company ("American"), Texas Utilities Company ("Texas Utilities") Texas Electric Service Company ("Texas Electric") and Texas Power & Light Company ("Texas Power") have filed a joint application-declaration, and an amendment thereto, pursuant to the Public Utility Holding Company Act of 1935. American is a registered holding company subsidiary of Electric Bond & Share Company, also a registered holding company. Texas Utilities Company is a registered holding company subsidiary of American. Texas Electric and Texas Power are electric utility subsidiaries of Texas Utilities. Applicants-declarants designate sections 12 (b) and 12 (f) of the act and Rule U-45 thereunder as applicable to the proposed transactions. Sections 6 and 9 of the act are designated as probably applicable to certain aspects of the proposed transactions.

All interested persons are referred to said application-declaration, as amended, which is on file in the offices of this Commission for a statement of the transactions therein proposed which may be summarized as follows:

During the calendar year 1948 the estimated costs of new construction for Texas Electric and Texas Power is $13,400,000 and $10,600,000 respectively. In order to enable the two operating subsidiaries to meet their cash needs in connection with such construction programs prior to permanent financing, American proposes to lend temporarily to Texas Utilities from time to time sums which at any one time will not exceed $6,000,000. In turn, Texas Utilities proposes to lend temporarily from time to time to Texas Electric approximately $4,000,000 and to Texas Power approximately $2,000,000. It is proposed that all loans provided for in the application-declaration, as amended, be made between the effective date thereof and June 30, 1948 and mature not later than September 30, 1948.

Sums would be advanced by American to Texas Utilities and sums would be advanced by Texas Utilities to Texas Electric and Texas Power upon the request of the borrowing companies specifying the amount or amounts required. The advances made by American to Texas Utilities and by Texas Utilities to Texas Electric and Texas Power would bear interest from the date made to the date of repayment at the rate of 1¾% per annum.

It is further proposed that Texas Utilities may temporarily borrow from banks from time to time and may thereafter borrow from American to repay such banks and to provide Texas Utilities with cash, all for the purposes contemplated in the application-declaration. In the event any such borrowings from banks are to be made, an amendment to the application-declaration would be filed with the Commission stating the name or names of the bank or banks from which such borrowings are to be made, the terms of such borrowings, the interest rate and maturity. Upon filing such amendment the same would become effective within ten days in the event no action was taken with respect thereto by the Commission within such ten day period. It is provided that any sums borrowed from banks by Texas Utilities for the purpose of making advances to Texas Electric and Texas Power be advanced to Texas Electric and Texas Power at the same rate of interest at which said sums may be borrowed from said banks.

It is proposed that Texas Electric and Texas Power will repay the borrowings made from Texas Utilities with the proceeds of sales of long-term securities which these companies expect to sell before September 30, 1948. It is proposed that Texas Utilities repay the advances made to it by American and/or banks hereunder prior to September 30, 1948.

It appearing to the Commission that it is appropriate in the public interest and in the interest of investors and consumers that a hearing be held with respect to said application-declaration, as amended, and that said application-declaration, as amended, shall not be granted or permitted to become effective except pursuant to a further order of this Commission:

It is ordered, That a hearing on said application-declaration, as amended, pursuant to the applicable provisions of the act and the rules of the Commission be held on March 2, 1948, at 10:00 a. m., e. s. t., at the offices of the Commission, 425 Second Street NW., Washington 25, D. C. On such date the hearing room clerk in Room 101 will advise as to the room in which such hearing will be held. Any person desiring to be heard or otherwise wishing to participate in this proceeding shall file with the Secretary of the Commission on or before February 27, 1948, a request relative thereto as provided by Rule XVII of the Commission's rules of practice.

It is further ordered, That Robert P Reeder or any other officer or officers of this Commission designated by it for that purpose shall preside at such hearing. The officer or officers so designated to preside at such hearing are hereby authorized to exercise all powers granted to the Commission under section 18 (c) of the act and to a hearing officer under the Commission's rules of practice.

The Public Utilities Division having advised the Commission that it has made a preliminary examination of the application-declaration, as amended, and that, upon the basis thereof, the following matters and questions are presented for consideration without prejudice to its specifying additional matters and questions upon further examination:

(1) Whether the proposed loans by American to Texas Utilities and by Texas Utilities to its subsidiaries are appropriate in the public interest and in the interest of investors and consumers and whether it is necessary to impose any conditions in connection with such transactions to prevent the circumvention of any provision of the act or the rules, regulations or orders thereunder.

(2) Whether the notes to be issued by the subsidiaries to Texas Utilities and by Texas Utilities to American are for the purpose of financing the respective businesses of such companies or are for necessary and urgent corporate purposes.

(3) Whether the notes proposed to be issued are reasonably adapted to the security structures of the declarants and to their earning power and whether the financing by the issue and sale of such notes is necessary or appropriate to the economical and efficient operation of their respective businesses.

(4) Whether the terms and conditions of the proposed issue and sale of notes are detrimental to the public interest or the interest of investors or consumers.

(5) Whether the fees and expenses to be incurred in connection with the proposed transactions are reasonable.

(6) Whether the proposed accounting treatment with respect to the proposed transactions is proper and in conformity with sound accounting principles.

It is further ordered, That particular attention be directed at said hearing to the foregoing matters and questions.

It is further ordered, That the Secretary of the Commission shall serve a copy

of this order by registered mail upon the applicants-declarants herein and that notice of said hearing shall be given to all other persons by general release of this Commission which shall be distributed to the press and mailed to the mailing list for releases issued under the Public Utility Holding Company Act of 1935 and by publication of this order in the FEDERAL REGISTER.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 48-1601; Filed, Feb. 24, 1948; 9:02 a. m.]

[File No. 70-1734]

UNITED GAS CORP.

NOTICE OF FILING

At a regular session of the Securities and Exchange Commission held at its office in the city of Washington, D. C., on the 16th day of February A. D. 1948.

Notice is hereby given that United Gas Corporation ("United") a gas utility subsidiary of Electric Power & Light Corporation, a registered holding company subsidiary of Electric Bond and Share Company, also a registered holding company has filed an application-declaration pursuant to the Public Utility Holding Company Act of 1935 particularly sections 9 (a) (1) 10 (a) (1) 10 (b) and 10 (c) with respect to the following transactions:

United proposes to purchase certain securities of Carthage Hydrocol Inc. ("Hydrocol") This Commission by order dated March 14, 1946, (United Gas Corporation — S. E. C. — (1946) Holding Company Act Release No. 6478) authorized the purchase by United of certain notes and shares of common stock of Hydrocol. Hydrocol proposed to construct a plant near Brownsville, Texas to manufacture gasoline from natural gas by a synthesis process known as the "Hydrocol Process" It was estimated that the cost of the proposed plant would be $14,000,000 of which approximately $7,000,000 to $9,000,000 was to be financed through a loan from Reconstruction Finance Corporation ("RFC") The balance of funds, including funds needed for working capital and other corporate purposes, was proposed to be acquired through the issuance by Hydrocol of 6% promissory notes in the aggregate principal amount of $10,000,000 due 1960 and 75,000 shares of its $1 par value common stock to be sold in units consisting of one $10,000 note and 75 shares of common stock. United was authorized to acquire 100 of such units at a cost of $1,007,500. The subscription agreement for the purchase of Hydrocol units provided that Hydrocol would call for payments pro rata among subscribers when and as needed.

Pursuant to the above authorization United has acquired interim receipts for 25 units having paid therefor $251,875.

Hydrocol proposes to offer subscriptions to 350 additional units to present subscribers on the same basis as the initial subscription. United proposes to subscribe to 35 such additional units for a cash consideration in the aggregate amount of $352,625.

It is now stated that the plant which was originally estimated to cost approximately $14,000,000 will cost approximately $19,000,000 by reason of changes in design and increased costs of construction. In addition supplementary costs including working capital of Hydrocol are estimated at $3,661,667. Further Hydrocol contemplates the construction and operation of a gas pipe line from certain field sources of natural gas at an estimated cost of approximately $1,350,000.

The application-declaration states that construction costs of the plant to the extent of 50% thereof will be financed by a loan from RFC, said loan to be secured by a first mortgage on all of the present and after acquired properties of Hydrocol. RFC has approved Hydrocol's application for a loan in an amount not to exceed $9,000,000 and will make available to Hydrocol a credit of $7,600,000 after the company has expended in construction a like amount of the funds provided by the subscribers in accordance with the subscription agreements described above. Additional amounts up to the aggregate amount of $9,000,000 will be made by RFC on the basis of like amounts expended by Hydrocol from funds provided by subscribers. Hydrocol proposes to apply to RFC for an additional loan of $3,500,000 to match the $3,500,000 to be supplied through subscription to additional units, which funds will be used for the purposes described above.

The present subscriptions to units of Hydrocol and the proposed subscriptions on a unit basis are as follows:

Name of subscriber	Present subscriptions	Proposed subscriptions	Total
Chicago Corp.	50	17½	67½
Forest Oil Corp.	125	43¾	168¾
LaGloria Corp.	100	35	135
Niagara Share Corp.	125	43¾	168¾
Stone & Webster, Inc.	87½	30½	118
The Texas Co.	375	131¼	506¼
United Gas Corp.	100	35	135
Western Natural Gas Co.	37½	13¼	50¾
Total	1,000	350	1,350

Payment of the proposed subscriptions are to be made in unit amounts as described in the original subscription agreement provided that the proposed subscriptions shall not become binding until Hydrocol shall obtain and accept a commitment from RFC for an additional loan of $3,500,000 as described above. Payments not called for within 12 months after the plant starts operating are to be cancelled. Each subscriber owning 100 or more shares of Hydrocol will be entitled to representation on the Board of Directors of Hydrocol on the basis of one director for each 100 units owned by such subscriber.

United and its two wholly owned subsidiaries, Union Producing Company and United Gas Pipe Line Company, are principally engaged in the production, purchase, transportation, distribution and sale of natural gas in the southwestern portion of the United States, and Union Producing Company is the owner of extensive gas reserves. The application-declaration states that the Hydrocol process can possibly result in important benefits to the United system both in the increase in the value of its gas reserves and in the widening of market for its products.

Applicant-declarant requests that the Commission's order granting the application and permitting the declaration to become effective be issued as soon as may be practicable and that it be effective forthwith upon the issuance thereof.

Notice is further given that any interested person may, not later than March 1, 1948 at 5:30 p. m., e. s. t., request the Commission in writing that a hearing be held on such matter, stating the reasons for such request, the nature of his interest, and the issues of fact or law raised by said application which he desires to controvert, or may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed as follows: Secretary, Securities and Exchange Commission, 425 Second Street, N. W., Washington 25, D. C. At any time after March 1, 1948, at 5:30 p. m., e. s. t., said application, as filed or as amended, may be granted as provided in Rule U-23 of the rules and regulations promulgated under said act, or the Commission may exempt such transactions as provided in Rule U-20 (a) and Rule U-100 thereof.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 48-1605; Filed, Feb. 24, 1948; 9:02 a. m.]

[File No. 70-1736]

STANDARD GAS AND ELECTRIC CO.

ORDER PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission held at its office in the city of Washington, D. C. on the 17th day of February 1948.

Standard Gas and Electric Company ("Standard Gas") a registered holding company, having filed a declaration and an amendment thereto, pursuant to sections 6 (a) and 7 of the Public Utility Holding Company Act of 1935 relating to the transactions summarized below:

Standard Gas proposes to amend its Certificate of Incorporation so as to increase the number of directors of the Company from eight to nine of whom three will be elected by the holders of the Prior Preference Stock (instead of two as presently provided) two by the holders of the $4.00 Cumulative Preferred Stock and four by the holders of the Common Stock. All provisions of the Certificate of Incorporation relating to the formerly outstanding Notes and Debentures of the Company will be deleted. It is also proposed to amend the By-laws of the Company to conform with the amendments to the Certificate of Incorporation.

The declaration having been filed on February 4, 1948, and an amendment

thereto having been filed on February 12, 1948, notice of said filing, as amended, having been given in the form and manner prescribed by Rule U-23 promulgated pursuant to said act, and the Commission not having received a request for a hearing with respect to said declaration, as amended, within the period specified in said notice, or otherwise, and not having ordered a hearing thereon; and

Standard Gas having requested that the Commission's order become effective forthwith; and

The Commission finding with respect to said declaration, as amended, that the requirements of the applicable provisions of the act and the rules and regulations promulgated thereunder are satisfied and that no adverse findings are necessary, and deeming it appropriate in the public interest and in the interest of investors and consumers that the said declaration, as amended, be permitted to become effective:

It is hereby ordered, Pursuant to said Rule U-23 and the applicable provisions of said act, that said declaration, as amended, be, and the same hereby is, permitted to become effective forthwith, subject to the terms and conditions prescribed in Rule U-24.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 48-1602; Filed, Feb. 24, 1948; 9:02 a. m.]

[File No. 70-1740]

CITIES SERVICE CO.

NOTICE OF FILING

At a regular session of the Securities and Exchange Commission held at its office in the city of Washington, D. C. on the 16th day of February A. D. 1948.

Notice is hereby given that a declaration has been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 by Cities Service Company ("Cities") a registered holding company. The declarant has designated Section 12 (d) of the act and Rules U-44 and U-50 promulgated thereunder as applicable to the proposed transactions.

Notice is further given that any interested person may, not later than February 27, 1948, at 5:30 p. m., e. s. t., request the Commission in writing that a hearing be held on such matter stating the reasons for such request, the nature of his interest and the issues of fact or law raised by said declaration which he desires to controvert, or may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, 425 2d Street, N. W., Washington 25, D. C. At any time after February 27, 1948 said declaration, as filed or as amended, may be permitted to become effective as provided in Rule U-23 of the rules and regulations promulgated under the act or the Commission may exempt such transaction as provided in Rule U-20 (a) and Rule U-100 thereof.

All interested persons are referred to said declaration which is on file in the office of this Commission for a statement of the transactions therein proposed, which may be summarized as follows:

Cities proposes to sell its entire holdings of common stock of Public Service Company of New Mexico, consisting of 339,639 shares and representing 64.7% of the aggregate shares outstanding, pursuant to the competitive bidding requirements of Rule U-50 promulgated under the act. Cities proposes to apply the net proceeds of the sale toward the retirement of its outstanding 5% Debentures at the redemption prices thereof.

Cities states that said sale is necessary to comply with the requirements of the order of the Commission issued under section 11 (b) (1) of the act, dated May 5, 1944, as modified by a supplemental order dated October 12, 1944, and requests that the Commission's order herein, conform to the requirements of sections 373 (a) and 1808 (f) of the Internal Revenue Code, as amended.

Declarant states that no State commission has jurisdiction over the proposed transactions and requests that the Commission's order herein become effective forthwith.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 48-1604; Filed, Feb. 24, 1948; 9:02 a. m.]

[File No. 70-1745]

AMERICAN POWER & LIGHT CO.

NOTICE OF FILING AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 16th day of February A. D. 1948.

Notice is hereby given that American Power & Light Company, ("American") a registered holding company subsidiary of Electric Bond and Share Company, also a registered holding company, has filed an application-declaration pursuant to the Public Utility Holding Company Act of 1935 and has designated sections 11 (b) 11 (e) 12 (d) and 12 (f) and Rules U-44, U-45 and U-50 thereunder as applicable to the transactions proposed in said application-declaration.

All interested persons are referred to said application-declaration which is on file in the offices of this Commission for a statement of the transactions therein proposed which may be summarized as follows:

American owns all the outstanding common stock of Kansas Gas and Electric Company ("Kansas") an electric utility subsidiary of American, consisting of 600,000 shares of the stated value of $10 per share. American proposes, subject to satisfactory market conditions, to sell 250,000 shares of such common stock and to use the net proceeds of the sale for the purpose of making contributions to the capital, or the purchase of the common stock, of certain of its other subsidiaries in amount or amounts in the aggregate equal to such net proceeds. American requests that the Commission exempt from the competitive bidding requirements of Rule U-50 its proposed sale of the 250,000 shares of the common stock of Kansas.

It is proposed concurrently with or prior to the sale of the common stock of Kansas that American pay to Kansas as a capital contribution the sum of $82,378 and Kansas concurrently deliver to American (a) an instrument or instruments evidencing the release and discharge of American and its security holders from any and all claims, demands, or liabilities against American or its security holders in favor of Kansas or any of its predecessor companies or former subsidiaries in any way relating to, arising out of, or involving the organization, conduct or management of, or transactions with, American or its present subsidiaries including Kansas or other predecessors, and (b) an instrument or instruments evidencing the assignment and transfer to American of any and all claims, demands, or liabilities against Electric Bond and Share Company relating to, arising out of, or involving the organization, conduct, or management of, or transactions with, American or its present subsidiaries including Kansas or their predecessors.

American further requests that the Commission's order herein recite that such sale and transfer and the proposed assignment to American of the claims of Kansas against Electric Bond and Share Company and its present or former subsidiaries are necessary or appropriate to the integration or simplification of the holding company system of which American is a member and necessary or appropriate to effectuate the provisions of section 11 (b) of the Public Utility Holding Company Act of 1935, all in accordance with the meaning and requirements of the Internal Revenue Code, as amended, including section 1808 (f) and Supplement (R) thereof. American requests that the Commission enter its order herein as promptly as may be possible and that it become effective upon issuance.

It appearing to the Commission that it is appropriate in the public interest and in the interest of investors and consumers that a hearing be held with respect to said application-declaration and that said application-declaration shall not be granted or permitted to become effective except pursuant to a further order of this Commission:

It is ordered, That a hearing on said application-declaration pursuant to the applicable provisions of the act and the rules of the Commission be held on February 26, 1948 at 10:00 a. m., e. s. t., at the offices of the Commission, 425 Second Street NW., Washington 25, D. C. On such date the hearing room clerk in Room 101 will advise as to the room in which such hearing will be held. Any person desiring to be heard or otherwise wishing to participate in this proceeding shall file with the Secretary of the Commission on or before February 24, 1948, a request relative thereto as provided by Rule XVII of the Commission's rules of practice.

It is further ordered, That William W Swift or any other officer or officers of

this Commission designated by it for that purpose shall preside at such hearing. The officer or officers so designated to preside at such hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of the act and to a hearing officer under the Commission's rules of practice.

The Public Utilities Division having advised the Commission that it has made a preliminary examination of the application-declaration and that upon the basis thereof the following matters and questions are presented for consideration, without prejudice to its specifying additional matters and questions upon further examination:

(1) Whether the proposed sale of the common stock of Kansas by American meets the requirements of section 12 (d) of the act and the requirements of any other applicable provision of the act and the rules and regulations thereunder.

(2) Whether the proposed sale of the common stock of Kansas by American should be exempted from the competitive bidding requirements of paragraphs (b) and (c) of Rule U-50.

(3) Whether the accounting treatment of the proposed transaction is in accordance with sound accounting principles.

(4) Whether the sale by American of the common stock of Kansas and the assignment by Kansas to American of any claims it may have against Bond and Share and American together with related transactions are appropriate steps in compliance with this Commission's order of August 22, 1942 for the dissolution of American.

(5) Whether the fees and expenses to be paid in connection with the proposed transactions are reasonable.

(6) Generally, whether the proposed transactions comply with all the applicable provisions and requirements of the act and the rules and regulations promulgated thereunder and whether it is necessary and appropriate in the public interest and for the protection of investors or consumers and to prevent the circumvention of the provisions of the act and rules and regulations to impose any conditions in connection with any of the proposed transactions.

It is further ordered, That the Secretary of the Commission shall serve by registered mail a copy of this order on the applicant-declarant herein, on Kansas Gas and Electric Company, and the State Corporation Commission of the State of Kansas, and that notice to all other persons shall be given by publication of this notice and order in the Federal Register and by general release of the Commission distributed to the press and mailed to the names on the mailing list for releases issued under the Public Utility Holding Company Act of 1935.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 48-1606; Filed, Feb. 24, 1948; 9:02 a. m.]

[File No. 70-1748]

TEXAS ELECTRIC SERVICE CO. AND TEXAS UTILITIES CO.

NOTICE OF FILING AND NOTICE OF AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 17th day of February A. D. 1948.

Notice is hereby given that a joint application-declaration has been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 by Texas Electric Service Company ("Texas Electric") and Texas Utilities Company ("Texas Utilities") Texas Utilities is a registered holding company subsidiary of American Power & Light Company, a registered holding company subsidiary of Electric Bond and Share Company, also a registered holding company. Texas Electric is an electric utility subsidiary of Texas Utilities. Applicants-declarants have designated sections 6 (a) 7, and 12 (f) of the act and Rules U-45 and U-50 thereunder as applicable to the proposed transactions.

All interested persons are referred to said joint application-declaration, on file in the offices of the Commission, for a complete statement of the transactions therein proposed which may be summarized as follows:

Texas Electric proposes to issue and sell at competitive bidding under Rule U-50 $5,000,000 principal amount of its First Mortgage Bonds, __% Series due 1978 ("Bonds") and $5,000,000 principal amount of its __% Sinking Fund Debentures due 1973 ("Debentures"). The said bonds are to be issued under the Texas Electric's existing Mortgage and Deed of Trust, dated as of March 1, 1945, in favor of The Fort Worth National Bank, Fort Worth, Texas, as Trustee, as supplemented by a First Supplemental Indenture, dated as of October 1, 1947, and as it will be supplemented by a Second Supplemental Indenture to be dated as of April 1, 1948. The Debentures are to be issued under a Debenture Agreement to be dated as of April 1, 1948, in favor of The First National Bank of Fort Worth, Fort Worth, Texas, as Trustee. It is stated that the cash to be received by Texas Electric will be employed by it solely for the purpose of financing its business. Specifically, Texas Electric proposes to use the proceeds:

(1) To carry forward its program for additional expansion and construction of generating plants, transmission lines and distribution facilities for the maintenance, improvement and expansion of utility service to the public;

(2) To pay any short-term advances that the Company may find it necessary to obtain to finance its construction program prior to the sale of the Bonds and the Debentures; and

(3) For other corporate purposes.

The interest rate of the Bonds and the interest rate of the Debentures and the prices to be paid Texas Electric for the Bonds and the Debentures will be fixed by proposals to be invited by Texas Electric which will reserve the right to reject all proposals at or after the opening thereof.

Texas Utilities proposes to make a cash contribution to the capital of Texas Electric in the amount of $1,500,000 which amount Texas Electric will add to the stated value of its common stock. It is proposed that this contribution, together with the necessary cash from the company's general funds, be used to redeem at par all of Texas Electric's outstanding 2½% Serial Bank Notes due 1948 to 1955, aggregating $1,875,000.

It appearing to the Commission that it is appropriate in the public interest and in the interest of investors and consumers that a hearing be held with respect to said application-declaration and that said application-declaration shall not be granted or permitted to become effective except pursuant to a further order of this Commission:

It is ordered, That a hearing on said application-declaration pursuant to the applicable provisions of the act and the rules of the Commission be held on March 2, 1948 at 2:30 p. m., e. s. t., at the offices of the Commission, 425 Second Street, N. W., Washington 25, D. C. On such date the hearing room clerk in Room 101 will advise as to the room in which such hearing will be held. Any persons desiring to be heard or otherwise wishing to participate in this proceeding shall file with the Secretary of the Commission on or before February 27, 1948 a request relative thereto as provided by Rule XVII of the Commission's rules of practice.

It is further ordered, That Robert P. Reeder or any other officer or officers of this Commission designated by it for that purpose shall preside at such hearing. The officer or officers so designated to preside at such hearing are hereby authorized to exercise all powers granted to the Commission under section 18 (c) of the act and to a hearing officer under the Commission's rules of practice.

The Public Utilities Division having advised the Commission that it has made a preliminary examination of the application-declaration and that upon the basis thereof the following matters and questions are presented for consideration, without prejudice to its specifying additional matters and questions upon further examination:

(1) Whether the issuance and sale of bonds and debentures by Texas Electric meets the requirements of section 7 of the act, particularly with respect to the debentures, subsection (d) of section 7.

(2) Whether it is necessary or appropriate in the public interest or for the protection of investors or consumers to impose any terms or conditions in connection with the proposed transactions, particularly with respect to the provisions of the proposed Debenture Agreement.

(3) Whether the accounting treatment of the proposed transactions is in accordance with sound accounting principles.

(4) Whether the fees and expenses to be paid in connection with the proposed transactions are reasonable.

(5) Generally, whether the proposed transactions comply with all applicable provisions and requirements of the Act and the rules and regulations promulgated thereunder.

It is further ordered, That particular attention be directed at said hearing to the foregoing matters and questions.

It is further ordered, That the Secretary of the Commission shall serve a copy of this order by registered mail upon the applicants-declarants herein and that notice of said hearing shall be given to all other persons by general release of this Commission which shall be distributed to the press and mailed to the mailing list for releases issued under the Public Utility Holding Company Act of 1935 and by publication of this order in the Federal Register.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 48-1600; Filed, Feb. 24, 1948; 9:01 a. m.]

[File No. 70-1505]

MIDDLE WEST CORP.

ORDER PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission held at its office in the city of Washington, D. C., on the 12th day of February A. D. 1948.

The Middle West Corporation ("Middle West") a registered holding company, having filed a declaration with this Commission pursuant to section 12 (d) of the Public Utility Holding Company Act of 1935 and Rule U-44 promulgated thereunder, regarding the following proposed transaction:

Public Service Company of Indiana, Inc. ("Public Service") a subsidiary of Middle West and parent of Indiana Gas & Water Company, Inc. ("Gas-Water") has adopted a program of distributing to its own stockholders, in lieu of cash dividends, shares of common stock of Gas-Water, $10 par value per share, in quarterly dividends at the rate of 1/20 share of Gas-Water common on each share of Public Service common.

Middle West, as the owner of 224,586 shares (approximately 20.27%) of the common stock of Public Service, received 11,229 9/20 shares of the common stock of Gas-Water as a dividend on December 1, 1947, and proposes to sell such shares of Gas-Water common stock at a price of $13.50 per share for an aggregate consideration of $151,595.55 to P. C. Ward & Co., Inc., a personal holding company, for its own account and for the account of certain individuals, for investment and not for resale or distribution.

Said declaration having been filed on January 12, 1948, and Notice of Filing having been duly given in the form and manner prescribed by Rule U-23 promulgated pursuant to said act, and the Commission not having received a request for hearing with respect to said declaration within the period specified in said notice, or otherwise, and not having ordered a hearing thereon; and

Middle West having requested that the Commission's order herein contain certain recitals necessary to conform to requirements of section 1808 (f) of the Internal Revenue Code, as amended, and that such order become effective forthwith upon issuance; and

The Commission finding with respect to said declaration that the requirements of the applicable provisions of the act and the rules thereunder are satisfied and deeming it appropriate in the public interest and in the interest of investors and consumers to permit said declaration to become effective and to grant the request of Middle West:

It is ordered, Pursuant to Rule U-23 and the applicable provisions of said act, and subject to the terms and conditions prescribed in Rule U-24, that said declaration be, and hereby is, permitted to become effective forthwith.

It is further ordered and recited, That the sale and transfer by The Middle West Corporation of 11,229 9/20 shares of the par value of $10 each of Common Stock of Indiana Gas & Water Company, Inc., are necessary or appropriate to effectuate the provisions of section 11 (b) of the Public Utility Holding Company Act of 1935.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 48-1607; Filed, Feb. 24, 1948; 9:03 a. m.]

[File No. 70-1727]

PUBLIC SERVICE CO. OF OKLAHOMA

NOTICE OF FILING

At a regular session of the Securities and Exchange Commission held at its office in the city of Washington, D. C. on the 12th day of February A. D. 1948.

Notice is hereby given that Public Service Company of Oklahoma ("Public Service") a public utility subsidiary of Central and South West Corporation, a registered holding company, has filed an application-declaration with this Commission pursuant to the provisions of the Public Utility Holding Company Act of 1935.

Notice is further given that any interested person may, not later than February 20, 1948 at 5:30 p. m., e. s. t., request the Commission in writing that a hearing be held on such matter, stating the reasons for such request, the nature of his interest and the issues of fact or law raised by said application-declaration which he desires to controvert, or may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, 425 2nd Street, N. W., Washington 25, D. C. At any time after February 20, 1948 said application-declaration, as filed or as amended, may be granted and permitted to become effective as provided in Rule U-23 of the rules and regulations promulgated under said act, or the Commission may exempt such transactions as provided in Rule U-20 (a) and Rule U-100 thereof.

All interested persons are referred to said application-declaration, which is on file in the office of this Commission, for a statement of the transactions therein proposed which are summarized below:

Public Service proposes to issue and sell at competitive bidding pursuant to Rule U-50 $10,000,000 principal amount of its First Mortgage Bonds, Series B, --%, to be dated February 1, 1948 and to mature February 1, 1978. Public Service states that the proceeds will be used to prepay $3,075,000 principal amount of bank loan notes of the company which were issued or assumed in connection with the acquisition of the electric utility properties of Oklahoma Power and Water Co. (see Holding Company Act Release No. 7942) and to pay, or reimburse the company for the cost of additions, extensions and improvements to its properties.

Said bonds will be issued under and secured by the Indenture of Mortgage, dated July 1, 1945, from Public Service to The First National Bank and Trust Company of Tulsa, as Trustee, and a proposed Supplemental Indenture to be dated February 1, 1948.

The application-declaration states that the issue and sale of said bonds is subject to the jurisdiction of the Corporation Commission of the State of Oklahoma, the state commission of the state in which the company is organized and doing business.

Applicant-declarant has specified sections 6 (b) and 7 of the act and Rule U-50 thereunder as being applicable to the proposed transactions.

In connection with the proposal to offer said bonds for sale at competitive bidding, Public Service has requested that the ten-day publication period for inviting bids, as provided in Rule U-50, be shortened to a period of not less than six days.

Public Service also requests that the Commission's order approving the proposed transactions be issued as soon as practicable and become effective forthwith upon entry.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 48-1608; Filed, Feb. 24, 1948; 9:03 a. m.]

DEPARTMENT OF JUSTICE

Office of Alien Property

AUTHORITY: 40 Stat. 411, 55 Stat. 839, Pub. Laws 322, 671, 79th Cong., 60 Stat. 50, 925; 50 U. S. C. and Supp. App. 1, 616; E. O. 9193, July 6, 1942, 3 CFR, Cum. Supp., E. O. 9567, June 8, 1945, 3 CFR, 1945 Supp., E. O. 9788, Oct. 14, 1946, 11 F. R. 11981.

[Vesting Order 10528]

FERDINAND SCHNITZER

In re: Estate of Ferdinand Schnitzer, deceased. File D-28-11432; E. T. sec. 15674.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Olga Stiefenhofer, Otto Schnitzer, Josef Schnitzer and August

Schnitzer, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany)

2. That all right, title, interest and claim of any kind or character whatsoever of the persons named in subparagraph 1 hereof in and to the estate of Ferdinand Schnitzer, deceased, is property payable or deliverable to, or claimed by, the aforesaid nationals of a designated enemy country (Germany)

3. That such property is in the process of administration by Fridolin A. Fuchs, as Executor, acting under the judicial supervision of the Probate Court of St. Louis County, Missouri;

and it is hereby determined:

4. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on January 21, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director Office of Alien Property.

[F. R. Doc. 48-1618; Filed, Feb. 24, 1948; 8:48 a. m.]

[Vesting Order 10582]

RUDOLPH HEINRICH EIFFERT AND KICHIJIRO TANAKA

In re: Stock owned by Rudolph Heinrich Eiffert and Kichijiro Tanaka. F-28-26003-D-1, F-39-3558-D-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Rudolph Heinrich Eiffert, whose last known address is Bellevue Strasse 11, Berlin W. 9., Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That Kichijiro Tanaka, whose last known address is Japan, is a resident of Japan and a national of a designated enemy country (Japan),

3. That the property described as follows: Ten (10) shares of $10.00 par value common capital stock of F. W. Woolworth Company, Woolworth Bldg., New York, New York, a corporation organized under the laws of the State of New York, evidenced by certificate numbered 29250, and registered in the name of Rudolph Heinrich Eiffert, together with all declared and unpaid dividends thereon,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Rudolph Heinrich Eiffert, the aforesaid national of a designated enemy country (Germany)

4. That the property described as follows:

Ten (10) shares of $10.00 par value common capital stock of F. W Woolworth Company, Woolworth Bldg., New York, New York, a corporation organized under the laws of the State of New York, evidenced by certificate numbered 479112, and registered in the name of Kichijiro Tanaka, together with all declared and unpaid dividends thereon,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Kichijiro Tanaka, the aforesaid national of a designated enemy country (Japan),

and it is hereby determined:

5. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany)

6. That to the extent that the person named in subparagraph 2 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on January 29, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 48-1619; Filed, Feb. 24, 1948; 8:48 a. m.]

[Vesting Order 10598]

SHU TOMII, ET AL.

In re: Bonds owned by Shu Tomii and debts owing to Shu Tomii and others. F-39-963-A-1, F-39-963-E-1, F-39-2343-E-1, F-39-2424-E-1, F-39-2487-E-1, F-39-2562-E-1, F-39-2934-E-1, F-39-2843-E-1, F-39-2709-E-1, F-39-5936-E-1, F-39-2573-E-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That the following named persons:

Shu Tomii, Kozo Itige, Shinichi Kamimura, Teruo Hachiya, Koroku Sato, Hikoji Nakagawa, Toshihiko Taketomi, Masayuki Yokoyama, Seijiro Yoshizawa, Motoharu Shichida.

who there is reasonable cause to believe are residents of Japan, are nationals of a designated enemy country (Japan)

2. That the property described as follows: Eight (8) Imperial Japanese Government 5½% bonds, due 1965, issued in the name of bearer, each of $1,000 face value and bearing numbers 5653, 3694/5, 19059, 30572/3, 23139 and 23324, presently in the custody of the Superintendent of Banks of the State of New York, as Liquidator of the Business and Property in New York of The Yokohama Specie Bank, Ltd., 80 Spring Street, New York, New York, together with any and all rights thereunder and thereto, subject however to all fees and charges of the Superintendent of Banks of the State of New York, as Liquidator of the Business and Property in New York of The Yokohama Specie Bank, Ltd., against the aforesaid bonds,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by Shu Tomii, the aforesaid national of a designated enemy country (Japan)

3. That the property described as follows: Those certain debts or other obligations of The Yokohama Specie Bank, Ltd., San Francisco Office, and/or Superintendent of Banks of the State of California and Liquidator of The Yokohama Specie Bank, Ltd., San Francisco Office, c/o State Banking Department, 111 Sutter Street, San Francisco, California, arising out of commercial checking accounts entitled as follows:

Shu Tomii, Kozo Itige, Shinichi Kamimura, Teruo Hachiya, Koroku Sato, Hikoji Nakagawa, Toshihiko Taketomi, Masayuki Yokoyama, Seijiro Yoshizawa, Motoharu Shichida.

and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by Shu Tomii, Kozo Itige, Shinichi Kamimura, Teruo Hachiya, Koroku Sato, Hikoji Nakagawa, Toshihiko Taketomi, Masayuki Yokoyama, Seijiro Yoshizawa and Motoharu Shichida, the aforesaid nationals of a designated enemy country (Japan),

and it is hereby determined:

4. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States re-

quires that such persons be treated as nationals of a designated enemy country (Japan)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on January 29, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director Office of Alien Property.

[F. R. Doc. 48-1620; Filed, Feb. 24, 1948; 8:48 a. m.]

[Vesting Order 10622]

GODFREY KNOCHE

In re: Estate of Godfrey Knoche, deceased. File No. D-28-6661, E. T. sec. 5395.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Anna Schnitger, Louise Luckhoff, Hans Mosler, Ida Adelheid Mosler, Friedrich Niemann, Dr. Julius Paul Unkrodt and Gottfried Lueckhoff, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany)

2. That the sum of $2,357.91 was paid to the Alien Property Custodian by James A. Major, Substituted Administrator, C. T. A., of the estate of Godfrey Knoche, deceased;

3. That the said sum of $2,357.91 was accepted by the Attorney General of the United States on March 10, 1947, pursuant to the Trading With the Enemy Act, as amended;

4. That the said sum of $2,357.91 is presently in the possession of the Attorney General of the United States and was property in the process of administration by the aforesaid James A. Major, acting under the judicial supervision of the Bergen County Orphans' Court, New Jersey, which was payable or deliverable to, or claimed by, the aforesaid nationals of a designated enemy country (Germany),

and it is hereby determined:

5. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

This vesting order is issued nunc pro tunc to confirm the vesting of the said property by acceptance as aforesaid.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on February 5, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director Office of Alien Property.

[F. R. Doc. 48-1621; Filed, Feb. 24, 1948; 8:48 a. m.]

[Vesting Order 10633]

JOHN SCHNUETTGEN

In re: Estate of John Schnuettgen, deceased. File No. D-28-1942; E. T. sec. 1831.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Anton Schnuettgen, Marie Schnuettgen Stahl, John Schnuettgen, Hubert Heuel, Josef Schnuettgen, Franz Schnuettgen, Marie (Maria) Schnuettgen, Hedwig Schnuettgen, Antonia Schnuettgen, Agnes Schnuettgen, Pauline Schnuettgen, Minna Schnuettgen Wigger, Elise Schnuettgen Hahn, Werner Juergens, Erwin Juergins, Bernadine Juergens, Maria Struck, and Anton Struck, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany)

2. That the heirs at law, names unknown, of Anton Schnuettgen, deceased; heirs at law, names unknown, of Franz Schnuettgen, deceased; and the heirs at law, names unknown, of Joseph Schnuettgen, deceased, who there is reasonable cause to believe are residents of Germany, are nationals of a designated enemy country (Germany),

3. That all right, title, interest and claim of any kind or character whatsoever of the persons identified in subparagraphs 1 and 2 hereof, and each of them, in and to the estate of John Schnuettgen, deceased, is property payable or deliverable to, or claimed by, the aforesaid nationals of a designated enemy country (Germany)

4. That such property is in the process of administration by Marie Caroline Deppe, August Schnuettgen, and John A. Gaul, as executors, acting under the judicial supervision of the District Court of Shelby County, Iowa;

and it is hereby determined:

5. That to the extent that the persons named in subparagraph 1 hereof and the heirs at law, names unknown, of Anton Schnuettgen, deceased; heirs at law, names unknown, of Franz Schnuettgen, deceased; and the heirs at law, names unknown, of Joseph Schnuettgen, deceased, are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on February 5, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 48-1622; Filed, Feb. 24, 1948; 8:48 a. m.]

[Vesting Order 10689]

JULIUS FRANZ

In re: Interest in real property, property insurance policies and claim owned by Julius Franz.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Julius Franz, whose last known address is Waltherstrasse 15/3 (13b), Munchen 15, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows:

a. An undivided one-fourth interest in real property, situated in the City and County of Dallas, State of Texas, particularly described in Exhibit A, attached hereto and by reference made a part hereof, together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property,

b. All right, title, and interest of the person named in subparagraph 1 hereof, in and to the property insurance policies, particularly described in Exhibit B, attached hereto and by reference made a part hereof, which policies insure the real property described in subparagraph 2-a hereof, and

c. A one-fourth interest in that certain debt or other obligation of The National Bank of Commerce, 914 Elm Street, Dallas, Texas, arising out of an account entitled, Estate of Mrs. Julius (Walpurga) Franz, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany)

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described in subparagraph 2-a hereof, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries, and

There is hereby vested in the Attorney General of the United States the property described in subparagraphs 2-b and 2-c hereof,

All such property so vested to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on February 16, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

EXHIBIT A

Parcel 1. All that certain lot, tract or parcel of land described as follows: Lot No. forty-two (42) in Sanger Bros. Employees Loan and Savings Association Addition to the City of Dallas, Dallas County, Texas, said lot being located in Block 882, according to the official map of said city.

Parcel 2. All that tract of land in the City and County of Dallas, State of Texas, and known and designated as lot No. 12 in Block B. of Sanger Bros. Employees Loan & Savings Assn. Addition to Dallas, Texas, Being Lot No. 12 in Blk. 880/2B according to Murphy & Bolanz official map of said City of Dallas.

Parcel 3. All that certain lot, tract or parcel of land, lying and being situated in the City and County of Dallas, State of Texas, and known and described as lot No. Thirteen (13) in Block #880, as per the Official Map of said City of Dallas, and being a lot 50 x 140 ft. on the North side of Sanger Ave. 50 ft. west of Connor St., and extending back betweeen parallel lines to a 15 ft. alley.

Parcel 4. All that certain Lot, Tract or Parcel of Land, described as follows: Lying and being situated in the City and County of Dallas, State of Texas, Known as Lot No. 86, in Block 881-9-1 according to Murphy & Bolanz official map of the City of Dallas, Texas, and also Known as Lot #86, in Block No. 9-1 of Sanger Bros. Loan & Savings Association Co.'s Addition to said City of Dallas as per map or plat of said addition, said lot being 50 x 142½ feet to an alley, the S. W. corner of Sanger Avenue and Connor Street.

Parcel 5. All that certain lot, tract or parcel of land described as follows: Lot No. 52 Block "D" of the Sanger Bros. Employees Loan and Savings Association Addition to the City of Dallas, Dallas County, State of Texas.

Parcel 6. All that certain lot, piece or parcel of land situated in the City of Dallas, Dallas County, Texas, and more particularly described as follows to wit: Being lot No. Forty-Three (43) in Block No. 882/C. City of Dallas, Texas, being located in Sanger Brothers Employees Loan & Savings Association Addition to the City of Dallas aforesaid.

Parcel 7. All that certain lot, tract or parcel of land described as follows: Lying and being situated in the City of Dallas, Dallas County, Texas, lot No. 46 in Block 884 according to Murphy & Bolanz map of the City of Dallas, and Block D of Sanger Bros. Employees Savings & Loan Association addition.

The Northeast one-half of lot number Forty-seven (47), in Block D, of Sanger Brothers' Employees Loan and Savings Association Addition to the City of Dallas, the said Block being also known as Block Number 884 of the Official Map of the City of Dallas; the said northeast one-half of Lot Number 47, hereby conveyed, fronting twenty-five feet on the Northwest side of Sanger Avenue, and extending back at right angles the entire length of said lot to the alley.

Parcel 8. All that certain lot, tract or parcel of land, described as follows:

Lying and being in the City and County of Dallas, State of Texas, a part of Block 884/D, according to the revised edition of Murphy & Bolanz, Official Map of the City of Dallas, Texas, and known as Lot No. 53, in Block "D" of Sanger Bros. Employees Loan and Savings Association Addition to said City of Dallas.

EXHIBIT B

The property insurance policies, covering the real property situated in the City and County of Dallas, State of Texas, are as follows:

Insurance company	Type	Policy No.	Face amount	Expiration Date
Parcel 1—2514 Gould St.				
Germania Mutual Aid Association, Brenham, Tex.	Fire and extended coverage	150641	$1,850.00	Jan. 20, 1950
Parcel 2—1521 Sanger St.				
Springfield Fire & Marine Insurance Co., 195 State St., Springfield, Mass.	do	150722	1,000.00	June 12, 1949
Parcel 3—1517 Sanger St.				
Republic Insurance Co., 315 Cedar Springs Rd., Dallas, Tex.	do	703422	3,100.00	June 2, 1949
Parcel 4—1516 Sanger St.				
North British & Mercantile Insurance Co., 150 William St., New York, N. Y.	do	423522	2,000.00	Sept. 20, 1948
Parcel 5—2511 Gould St.				
Germania Mutual Aid Association	do	145775	2,000.00	Mar. 20, 1949
Parcel 6—2510 Gould St.				
Germania Mutual Aid Association	do	145775	1,850.00	Mar. 20, 1949
Parcel 7—1519-21 Sanger St.				
Germania Mutual Aid Association	do	153375	3,100.00	June 13, 1950
Parcel 8—2515 Gould St.				
Germania Mutual Aid Association	do	153376	2,000.00	Aug. 8, 1950

[F. R. Doc. 48-1584; Filed, Feb. 20, 1948; 8:50 a. m.]

[Vesting Order 10635]

HENRY THIELE

In re: Estate of Henry Thiele, deceased. File No. D-28-8968, E. T. sec. 11288.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Carl Thiele, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany),

2. That all right, title, interest and claim of any kind or character whatsoever of the person named in subparagraph 1 hereof in and to the Estate of Henry Thiele, deceased, is property payable or deliverable to, or claimed by, the aforesaid national of a designated enemy country (Germany),

3. That such property is in the process of administration by Jesse James, as Administrator d. b. n. c. t. a., acting under the judicial supervision of the Probate Court of Madison County, Illinois, Edwardsville, Illinois;

and it is hereby determined:

4. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on February 5, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director Office of Alien Property.

[F. R. Doc. 48-1623; Filed, Feb. 24, 1948; 8:48 a. m.]

[Vesting Order 10644]

IMPERIAL JAPANESE GOVERNMENT

In re: Debt owing to the Imperial Japanese Government. F-39-3040-C-2.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

That the property described as follows: That certain debt or other obligation of the Federal Communications Commission, Washington, District of Columbia, in the amount of $2,071.69 as of December 31, 1945, arising out of money collected for or on behalf of Ministere Des Communications, Direction Generale Des Telecommunications from American companies for radio-telegraph traffic to and from American ships through Japanese coastal stations, and being a portion of the sum of money on deposit with the United States Treasury Department, in a Special Deposit fund Number 278133, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by a designated enemy country (Japan)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The term "designated enemy country" as used herein shall have the meaning prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on February 5, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 48-1581; Filed, Feb. 20, 1948; 8:49 a. m.]